

THE STATE OF ALABAMA)

JEFFERSON COUNTY)

KNOW ALL MEN BY THESE PRESENTS; that whereas, on to-wit: the 17th day of Mar. 1922, the Wadsworth Mining Company Inc. a corporation, by its duly authorized officers or agents, executed a certain mortgage to D. H. Sparks and Ruel Morrison to secure an indebtedness therein mentioned, said mortgage being recorded in the office of the Judge of Probate of Shelby County, Alabama, in Volume 133 record of mortgages at pages 243 and 244 in said office, and whereas, default was made in the payment of the indebtedness secured by said mortgage by the said mortgagor, and the same being subject to foreclosure; and whereas, under the power contained in said mortgage, the property described therein was advertised for sale for ten days by posting notices of such sale in three public places in the City of Birmingham, Alabama, said notices stating the time, place and terms of said sale; and whereas, in strict compliance with the power of sale contained in said mortgage the property therein described was offered for sale at public auction to the highest bidder for cash, during the legal hours of sale on the 21st day of May 1923, said sale being held on the property of the Wadsworth Mining Company, Inc. at its mine at Janeway Shelby County, Alabama, and the same was purchased by the Wadsworth Cahaba Coal Company, Inc. for the sum of Two Thousand Three Hundred Sixty Two and 20/100 (\$2,362.20) Dollars, which was the best and highest bid therefor;

Now therefore, in consideration of the premises and by virtue of our authority as mortgagees in said mortgage and under and by virtue of the power of sale contained in said mortgage and the law in such cases made and provided, the said D. H. Sparks and Ruel Morrison, as such mortgagees, do hereby grant, bargain sell and convey unto the said Wadsworth Cahaba Coal Company, Inc. all our right title, claim or interest in and to the following described property, to-wit: the one 10" x 12" Ledgerwood 2 drum double reversible hoisting engine, one 82 x 10" Exter single drum double reversible hoisting engine, one 30 H.P. return tublar boiler, one 90 H.P. fire box boiler, all equipment or materials, track systems, cars, tipples, tools and accessories of any kind used in or about the business of the Wadsworth Mining Company, Inc., the property of the said mining company, now located on the premises of the said corporation at Janeway, Shelby County, Alabama. Also all its right, title, claim or interest in and to that certain lease recorded in volume 1081 of mortgages at page 161 in the office of the Judge of Probate of Jefferson County, Alabama, which said lease is also of record in the office of the Judge of Probate of Shelby County, Alabama, which said lease is hereby by reference made a part hereof. All of the said property being now located on the premises of the Wadsworth Mining Company, Inc; at Janeway, Shelby County, Alabama, Said property being hereby warranted to be free and clear of any incumbrances and against any adverse claims, except a first mortgage in the sum of three thousand dollars, which mortgage is payable to D. H. Sparks and Ruel Morrison, and which mortgage is recorded in the office of the Judge of Probate of Shelby County, Alabama in Volume 133 Record of Mortgages at pages 8 and 9 in said office, the payment of which is hereby assumed by the said Wadsworth Cahaba Coal Company, Inc.

TO HAVE AND TO HOLD unto the said Wadsworth Cahaba Coal Company, its successors and assigns forever.

In witness whereof, we as such mortgagees aforesaid, have set our hands and seals this the 22 day of May 1923.

Wadsworth Mining Company, Inc.
Mortgagor
By D. H. Sparks
Ruel Morrison
Mortgagees
D. H. Sparks
Ruel Morrison
Mortgagees

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, H. A. Burns, a Notary Public in and for said County in said State hereby certify that D. H. Sparks and Ruel Morrison, whose names as mortgagees in that certain mortgage described in the foregoing conveyance are signed to the foregoing conveyance, ~~are signed to the foregoing conveyance,~~ and who are known to me, acknowledged before me on this day that being informed of the contents of the foregoing conveyance, they, as such mortgagees aforesaid, executed the same voluntarily on the day the same bears date.

Given under my hand on this the 22 day of May 1923.

H. A. Burns--Notary Public

THE STATE OF ALABAMA)
SHELBY COUNTY)

I, L. B. Riddle, Judge of Probate hereby certify that the within deed was filed in this office for record April 10th 1924 at 9 oclock A.M. and recorded in Deed record 77 pages 77-78 and examined.

U. S. REVENUE STAMPS
for \$ 2 50 Cts
Attached to this instrument

STATE OF ALABAMA
SHELBY COUNTY
I hereby certify that
\$ 2 50 Privilege Tax
has been paid on the within
instrument as required by
law.
L. B. Riddle
Judge of Probate.

L. B. Riddle--Judge of Probate