

Vol 85

THE STATE OF ALABAMA)

SHELBY COUNTY)

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of Five and No/100 Dollars in cash in hand paid by the Paramount Coal Company, to Mollie Braswell, the receipt whereof is hereby acknowledged, I, the said Mollie Braswell, a widow, have bargained and sold and I do hereby grant, bargain, sell and convey unto the said Paramount Coal Company the following real estate and interest in real estate, to-wit: An easement and right of way for railroad tracks and tipple over and across the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 11, Township 20 south, Range 3 west, Shelby County, Alabama, and being more particularly described as follows: A right of way 20 feet in width, being 10 feet in width on each side of the center line of main line spur track as now located and to be constructed, extending from the northwest right of way line of the Louisville and Nashville Railroad Company's Acton Branch to the South line of the NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 11, Township 20 south, range 3 west;

And grantors do expressly agree that the lands herein conveyed shall be used by the grantee and its assigns for any and all purposes of constructing and operating railroad and other tracks for handling, transporting property for market, and delivering coal from the mine or mines of the grantee, which is to be by railroad engines and cars, or other means of transportation and handling, with full rights of use and entry for maintenance or otherwise, with the express agreement and understanding that neither the grantee nor its assigns shall be held liable for inconvenience for use or damage to adjoining or adjacent lands from the use and operation of said railway tracks, engines and cars and tipples, nor shall any claim be lodged against the grantee or its assigns for debris of any kind that in the course of operations may be brought or precipitated upon adjoining or adjacent lands belonging to the grantor, but this provision shall not permit the purposeful dumping of large or considerable amounts of debris upon such adjoining or adjacent lands.

It is further agreed and understood that the grantee and its assigns shall have full and permanent use of the above described lands for trackage and mining purposes so long as tracks are maintained thereon, and such lands shall only revert to the grantors, their heirs and assigns, upon a complete abandonment thereof by the grantee, its successors or assigns.

TO HAVE AND TO HOLD unto the said Paramount Coal Company, its successors and assigns forever. And I do for myself and for my heirs, executors and administrators covenant with the said Paramount Coal Company, its successors and assigns, that I am lawfully seized in fee simple of said premises; that they are free from all encumbrances; that I have a good right to sell and convey the same as aforesaid; that I will, and my heirs, executors and administrators shall warrant and defend the same to the said Paramount Coal Company, its successors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this the 6th day of October, 1926.

Witness:
Frank Miller
J. C. Champion

her
Mollie x Braswell (Seal)
mark

STATE OF ALABAMA)

SHELBY COUNTY)

I, Frank Miller, a Notary Public in and for said County and said State, hereby certify that Mollie Braswell whose name is signed to the foregoing conveyance,

and who is known to me, acknowledged before me on this day that being informed of the contents of the conveyance, she executed the same voluntarily on the day the same bears date.

Given under my hand on this the 6 day of October, 1926.

Frank Miller--Notary Public

THE STATE OF ALABAMA)
SHELBY COUNTY)

STATE OF ALABAMA
SHELBY COUNTY
I hereby certify that
\$ 50 Privilege Tax
has been paid on the within
instrument as required by
law.

I, L. B. Riddle Judge of Probate hereby certify that the within deed was filed in this office for record Nov. 2nd 1927 at 9 oclock A.M. and recorded in Deed record 85 page 65 and examined.

L. B. Riddle--Judge of Probate

L. B. Riddle
Judge of Probate.

