State of Alabama,

Shelby County.

This indenture made this 20 day of August, 1940 by and between A. W. Thomas a widow and Albert Thomas & Linda Bell Abernathy and J. L. Whitson and A. R. Thomas witnesseth that for and in consideration of the sum of thirteen hundred and forty (\$1340) dollars paid and to be paid as follows: thirty dollars cash in hand paid by the said J. L. Whitson and A. R. Thomas the receipt of which is hereby acknowledged, and the execution and the delivery of one hundred and thirty one promisory notes of ten dollars each payable monthly beginning on the 17th day of Aug. 1940. Said notes bearing interest at 8% after maturity, I the said A. W. Thomas have granted, bargained, sold, remised, released, conveyed, aliened and confirmed, and by these presents do grant, bargain, sell, remise, release, convey, alien and confirm unto the said J. L. Whitson and A. R. Thomas their heirs and assigns forever, all the mines vains or seams of coal, all the minerals, oils or gases in or under the NEA of the NEE of Section Twenty, (20), Township Twenty (20), Range Three (3) West; situated in Shelby County, Alabama.

Together with the full right and pwoer of making, sinking, maintaining and using all such pits, shafts, drifts, levels, drains, water courses, and reservoirs, and all constructing, erecting, maintaining and all using of such railroads, tram roads, and all such roads, bridges and culverts, buildingd, works engines, machinery, coal banks and conveniences, whatsoever, and all doing of such things in, under, upon through or over said lands, or any part thereof, as may be necessary for conveying, searching for, working, getting, preparing carrying away or disposing of said mines, seams, minerals or oils, and the coal or minerals or oils to be gotten therefrom.

Together with the right to use any or all standing timber which may be necessary timbering any of the whole of said mining operations, either in mining, conveying or transporting any of said coal, mineral or oil from said property.

To have and to hold, the said mines, coal, minerals, oils, gases, together with the right to use said timber for mining, conveying and transportation purposes, to the said J. L. Whitson and A. R. Thomas their heirs and assigns forever, subject however, to the terms and conditions of an agreement between the parties hereto, and made a part of this deed and recorded herewith.

And the said A. W. Thomas, for her heirs, executors and assigns does covenant, promise and agree to and with the said J. L. Whitson and A. R. Thomas, their heirs and assigns, that, at the time of the ensealing and deliveryof these presents, she is well seized of the coal, mineral gases and mining and timber righta above conveyed as of a good sure, perfect, absolute and indefeasible estate and has a good right and full power and lawful authority to grant, bargain, sell and convey the same in manner and form, aforesaid; and that the same are free and clear from any and all former and other grants, bargains, sales, liens, judgments, taxes, assessments and encumbrances of any kind and nature whatsoever, and the above bargained premises in the quiet and peaceful possession of the party of the Second part, their heirs and assigns forever, against the lawful claims whatsoever, the party of the first part will warrant and defend.

In witness whereof I have hereunto set my hand and seal this the 20 day of August, 1940.

Deed Lay Witness: J. D. RuffirSTATE OF ALABAMA SHELBY COUNTY State of Alabama

Shelby County.

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hereby certify that

s 1.50 Privilege Tax

STATE OF ALABAMA. Amanda W. Thomas SHELBY COUNTAIDert Thomas Linda B. Abernathy

L. S. L. S. L. S.

I hereby certify that S\_Z\_10 Privilege T.: has been paid on the within

nos ocen paid on the within instrument as required by
I, J. D. Ruffin, a Notary Public in and for said bounty, in said State, hereby certify that A. W. Thomas, a L. C. WALKER, widow, whose name is signed to the foresting conveyance and who is signed before me on this

JUBBE OF PROBLIN day that, being informed of the contents of this conveyance, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal of office this the 20 day of August, 1940.

J. D. Ruffin, Notary Public.

Filed for record in this office the 9th day of November, 1940 at 10 AM and recorded in Deed Record #109 on page no 459 and examined. L. C. Walker, Judge of Probate, Shelby County, Alabama. pag