

STATE OF KANSAS)
COUNTY OF LYON)

Before me, the undersigned authority in and for said County in said State, personally appeared H. L. Kendig, who, being by me first duly sworn, on oath deposes and says:

That he is President of The Southern Mineral Land Corporation; that The Southern Mineral Land Corporation succeeded The Southern Mineral Land Company by a reorganization of the last named company in 1933; that he became a member of the Board of Directors of The Southern Mineral Land Company, the predecessor to The Southern Mineral Land Corporation, in May of 1928, and was made Vice President and Assistant Manager of said company in May of 1929; that he continued in his capacity as said Vice President and Assistant Manager of said company until 1933, when The Southern Mineral Land Corporation succeeded The Southern Mineral Land Company, and that after the reorganization he continued as Vice President and Assistant Manager of said successor corporation until 1939, when he was made President and General Manager.

That he has been personally well acquainted with all operations of The Southern Mineral Land Corporation and its predecessor in title for a period exceeding 24 years; that since 1939 he has negotiated and executed all coal, timber, and other agreements made by said corporation, as well as all other instruments to which said corporation was a party; that between 1933 and 1939, in his capacity as a member of the Board of Directors and as Vice President of The Southern Mineral Land Corporation, and between 1929 to 1933, in his capacity as Vice President and Assistant Manager of Southern Mineral Land Company, he executed a number of the agreements into which the companies entered; that the real property listed in Exhibit "A," attached hereto, is presently owned by The Southern Mineral Land Corporation.

That The Southern Mineral Land Corporation acquired the property described in Exhibit "A" from Southern Mineral Land Company through the reorganization proceedings in 1933, with the exception of an undivided one-half interest in the SW $\frac{1}{4}$ of Section 6, Township 22, Range 3, Shelby County, Alabama, which was acquired by The Southern Mineral Land Corporation from Little Gem Coal Company in 1950, same having since been assessed by the Southern Mineral Land Corporation for ad valorem taxes; that Southern Mineral Land Company acquired the property described in Exhibit "A," with the one exception mentioned, through various transactions prior to 1933.

That to his personal knowledge The Southern Mineral Land Corporation has assessed all of the property shown in Exhibit "A" for ad valorem taxes, since acquiring it, and has promptly paid taxes due thereon each year since that time, and that the records of the predecessor of The Southern Mineral Land Corporation, The Southern Mineral Land Company, show that from 1899 to 1933 said company assessed for ad valorem taxes all of said property described in Exhibit "A" acquired by it, from the date each parcel was respectively acquired, and paid the taxes due thereon.

That he has made trips to Alabama at least once a year, and sometimes as much as seven times a year, every year since 1929 to and including 1952; that on his trips to Alabama he made extensive inspections of the company's property, and sufficiently detailed to make him aware of any party who was in possession of any part of the company's property without authority; that his trips to Alabama were in the months of the respective years as follows:

1929	January, April, July, September and December
1930	January, February, March, April, June, July and December
1931	January, February, April and September
1932	March, May, July and August
1933	March, June, July, November and December
1934	January, April, May and June

1935 January, April and September
1936 January, June and November
1937 February, July and October
1938 March, July and November
1939 May and November
1940 May
1941 January and November
1942 April and November
1943 October
1944 July
1945 June
1946 July
1947 April and May
1948 February
1949 April
1950 June
1951 February and May
1952 March;

that The Southern Mineral Land Corporation and its predecessor, The Southern Mineral Land Company, under his direction and supervision, have employed caretakers to oversee and care for the company's property since 1929, and that these caretakers have to his knowledge made continuously cruises of timber and inspections of the company's property for the purpose of prevent-
int fires and the use of the property by unauthorized persons, and reported to him with respect thereto with reasonable frequency and at least once a year, generally oftener; that from January to November, 1929, J. P. Warnick was caretaker of the company's property in Alabama, and that from November of 1929 to September of 1932 John B. Broadhead was such caretaker; that during the year 1930 C. T. Hughes assisted in the general supervision of the property; that in September of 1932 Cleary Broadhead was employed as such caretaker and remained in that capacity until March of 1935; that in March of 1935 Charles Morgan was appointed such

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caretaker, and remained in that capacity until his death in May of 1950; that shortly after the death of Charles Morgan in May of 1950, D. W. Litton was employed as such caretaker, and has been in the company's employ in that capacity from that date until the present time.

That The Souther Mineral Land Company, from 1929 to its reorganization in 1933, and The Southern Mineral Land Corporation subsequent thereto, has, among its other acts of possession, employed, in addition to such caretakers and under their supervision while acting as such, the following persons and firms to do the work specified, at the prices shown, in connection with the property described in Exhibit "A," to-wit:

1929	Paint for marking lines	\$41.65
	Running lines and surveying Morgan and helpers	1,124.75
1930	Field work - I. W. Miller	71.16
	"No Trespassing" signs	24.43
1931	Surveying - P. L. Dryer	146.77
1933	Cruising timber - Chas. Morgan	21.00
1934	" " " "	58.00
1935	Cruising timber, surveying and mark- ing interior sections -- Morgan	361.80
1936	Cruising timber - Morgan	87.60
1937	Cruising timber, surveying - Morgan	219.92
1938	Cruising timber - Morgan	28.00
1939	Cruising timber, surveying - Phelps and Dryer	79.08
1940	Surveying - Dryer	22.75
	Checking trees cut - Chas. Morgan	23.00
1941	Cruising timber - Chas. Morgan	46.50
1942	" " " "	15.00
1949	" " " "	24.00
1950	Paint for marking lines - D. W. Litton	10.09
1951	" " " " " " "	31.23

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Affiant states that he either executed, or was advised of the execution of, the leases and timber cutting agreements embracing the company's property which are described in Exhibit "B," attached hereto, and that he knows of his own knowledge that the parties to whom the property described in said Exhibit "B" was leased by the Southern Mineral Land Corporation occupied and possessed the land under the lease agreements, and that the parties to whom timber cutting rights were granted by said Corporation exercised those rights during the specified terms thereof and paid the specified rentals thereon.

That in all of the years during which he has been familiar with the Corporation's Alabama properties, and its business activities, he has never been aware, or advised, of any adverse claims against the company's property that were not immediately disposed of by asserting and substantiating the company's titles, and that to his knowledge there are no suits pending and no claims by any parties whatsoever adverse to that of the Southern Mineral Land Corporation involving the property described in Exhibit "A," attached hereto and made a part hereof.

That during the time Southern Mineral Land Corporation and its predecessor in title, Southern Mineral Land Company, have owned the property described in Exhibit "A," no one, with the exception of those few persons who have been peaceably or legally ejected, has lived on or cultivated any part of the land described in Exhibit "A," claiming adversely to Southern Mineral Land Corporation or its predecessor in title, Southern Mineral Land Company, has had any part of said land under fence, claiming adversely to said companies, has taken any minerals from said land, claiming adversely to said companies, has cut any timber from said land, claiming adversely to said companies, or has exercised visible or physical possession of any part of

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said land, claiming adversely to said companies, during the time Southern Mineral Land Corporation or Southern Mineral Land Company owned same.

That for more than twenty years immediately preceding the date of this affidavit Southern Mineral Land Corporation or its predecessor in title, Southern Mineral Land Company, has, with the exception of that property which was referred to on page 2 of this affidavit as having been acquired from Little Gem Coal Co. in 1950, been in the actual, open, peaceable, notorious, and continuous possession of the land described in Exhibit "A" hereto attached.

H. L. Kendig
H. L. Kendig

Sworn to and subscribed before me on this the 21st
day of May, 1953.

Mabel H. Edwards
Notary Public

LANDS OWNED BY
THE SOUTHERN MINERAL LAND CORPORATION
IN SHELBY COUNTY, ALABAMA

FEE SIMPLE

<u>Section</u>	<u>Township 21 South, Range 3 West</u>	<u>Number of Acres, More or Less</u>
17	S W $\frac{1}{4}$ of N E $\frac{1}{4}$ S $\frac{1}{2}$ of N W $\frac{1}{4}$ N W $\frac{1}{4}$ of S E $\frac{1}{4}$ S E $\frac{1}{4}$ of S E $\frac{1}{4}$ S W $\frac{1}{4}$	40 80 40 40 160
18	N E $\frac{1}{4}$ S $\frac{1}{2}$ of N W $\frac{1}{4}$ South Half	160 80 320
19	S $\frac{1}{2}$ of N E $\frac{1}{4}$ S E $\frac{1}{4}$ E $\frac{1}{2}$ of S W $\frac{1}{4}$	80 160 80
20	N W $\frac{1}{4}$ of N E $\frac{1}{4}$ S $\frac{1}{2}$ of N E $\frac{1}{4}$ N W $\frac{1}{4}$ N W $\frac{1}{4}$ of S E $\frac{1}{4}$ S $\frac{1}{2}$ of S E $\frac{1}{4}$ S W $\frac{1}{4}$	40 80 160 40 80 160
29	N $\frac{1}{2}$ of N E $\frac{1}{4}$ S E $\frac{1}{4}$ of N E $\frac{1}{4}$ N $\frac{1}{2}$ of N W $\frac{1}{4}$ N E $\frac{1}{4}$ of S E $\frac{1}{4}$ S W $\frac{1}{4}$ of S W $\frac{1}{4}$	80 40 80 40 40
30	N $\frac{1}{2}$ of N E $\frac{1}{4}$ S E $\frac{1}{4}$ E $\frac{1}{2}$ of S W $\frac{1}{4}$ S W $\frac{1}{4}$ of S W $\frac{1}{4}$	80 160 80 40
31	North Half N W $\frac{1}{4}$ of S E $\frac{1}{4}$ S W $\frac{1}{4}$	320 40 160
32	N E $\frac{1}{4}$ of N W $\frac{1}{4}$	40
<u>Township 21 South, Range 4 West</u>		
3	S E $\frac{1}{4}$ E $\frac{1}{2}$ of S W $\frac{1}{4}$ S W $\frac{1}{4}$ of S W $\frac{1}{4}$	160 80 40
13	N E $\frac{1}{4}$ of N E $\frac{1}{4}$ E $\frac{1}{2}$ of E $\frac{1}{2}$ of N W $\frac{1}{4}$ of N E $\frac{1}{4}$ S $\frac{1}{2}$ of N E $\frac{1}{4}$ S $\frac{1}{2}$ of N W $\frac{1}{4}$ S E $\frac{1}{4}$ N E diagonal half of S W $\frac{1}{4}$	40 10 80 80 160 80

Page Two of Exhibit A
Shelby County (cont'd)

<u>Section</u>	<u>Township 21 South, Range 4 West</u>	<u>Number of Acres, More or Less</u>
15	N W $\frac{1}{4}$ of S W $\frac{1}{4}$ S $\frac{1}{2}$ of S W $\frac{1}{4}$	40 80
16	All	640
17	N W $\frac{1}{4}$ of S E $\frac{1}{4}$ S $\frac{1}{2}$ of S E $\frac{1}{4}$ W $\frac{1}{2}$ of S W $\frac{1}{4}$	40 80 80
19	W $\frac{1}{4}$ of N E $\frac{1}{4}$ N $\frac{1}{2}$ of N W $\frac{1}{4}$ N W $\frac{1}{4}$ of S E $\frac{1}{4}$ N $\frac{1}{2}$ of S W $\frac{1}{4}$ S W $\frac{1}{4}$ of S W $\frac{1}{4}$	80 80 40 80 40
25	S E diagonal half of N E $\frac{1}{4}$ of N W $\frac{1}{4}$ N W diagonal half of E $\frac{1}{2}$ of S W $\frac{1}{4}$ of N W $\frac{1}{4}$ S E $\frac{1}{4}$ N E $\frac{1}{4}$ of S W $\frac{1}{4}$ E $\frac{1}{2}$ of N W $\frac{1}{4}$ of S W $\frac{1}{4}$	20 10 160 40 20
30	S E $\frac{1}{4}$ of S W $\frac{1}{4}$	40
31	S E $\frac{1}{4}$ of N W $\frac{1}{4}$	40
35	S E diagonal half of S $\frac{1}{2}$ of N E $\frac{1}{4}$ S E $\frac{1}{4}$ S E diagonal half of S W $\frac{1}{4}$	40 160 80
36	N E $\frac{1}{4}$ N W $\frac{1}{4}$ of N W $\frac{1}{4}$ S $\frac{1}{2}$ of N W $\frac{1}{4}$ South Half	160 40 80 320
<u>Township 21 South, Range 5 West</u>		
2	N E $\frac{1}{4}$ of N E $\frac{1}{4}$	40
24	N $\frac{1}{2}$ of S W $\frac{1}{4}$	80
25	S E $\frac{1}{4}$ of N W $\frac{1}{4}$	40
<u>Township 22 South, Range 3 West</u>		
6	S W $\frac{1}{4}$ of N E $\frac{1}{4}$ W $\frac{1}{4}$ of N W $\frac{1}{4}$ W $\frac{1}{2}$ of E $\frac{1}{2}$ of S E $\frac{1}{4}$ W $\frac{1}{2}$ of S E $\frac{1}{4}$ and S W $\frac{1}{4}$	40 80 40 240
7	N W $\frac{1}{4}$ of N E $\frac{1}{4}$ N W $\frac{1}{4}$	40 160

Township 22 South,
Range 4 West

1	N E $\frac{1}{4}$ N $\frac{1}{2}$ of N W $\frac{1}{4}$ less 4.8 A. in SE corner - N E $\frac{1}{4}$ of N W $\frac{1}{4}$ sold to Baptist Church S E $\frac{1}{4}$ S $\frac{1}{2}$ of S W $\frac{1}{4}$	160 75.2 160 80
2	N E $\frac{1}{4}$ of N E $\frac{1}{4}$ N W $\frac{1}{4}$ of S E $\frac{1}{4}$ S $\frac{1}{2}$ of S E $\frac{1}{4}$ N E $\frac{1}{4}$ of S W $\frac{1}{4}$ S $\frac{1}{2}$ of S W $\frac{1}{4}$	40 40 80 40 80
4	N E $\frac{1}{4}$ S $\frac{1}{2}$ of N W $\frac{1}{4}$ N W $\frac{1}{4}$ of S E $\frac{1}{4}$ S $\frac{1}{2}$ of S E $\frac{1}{4}$ S W $\frac{1}{4}$	160 80 40 80 160
9	W $\frac{1}{2}$ of N E $\frac{1}{4}$ E $\frac{1}{2}$ of N W $\frac{1}{4}$	80 80
10	E $\frac{1}{2}$ of N E $\frac{1}{4}$ N E $\frac{1}{4}$ of S W $\frac{1}{4}$	80 40
11	N W $\frac{1}{4}$ of N E $\frac{1}{4}$ S $\frac{1}{2}$ of N E $\frac{1}{4}$ N $\frac{1}{2}$ of N W $\frac{1}{4}$ S E $\frac{1}{4}$ of N W $\frac{1}{4}$ N $\frac{1}{2}$ of S E $\frac{1}{4}$ S E $\frac{1}{4}$ of S E $\frac{1}{4}$ N $\frac{1}{2}$ of S W $\frac{1}{4}$ of S E $\frac{1}{4}$ E $\frac{1}{2}$ of S W $\frac{1}{4}$	40 80 80 40 80 40 20 80
12	N $\frac{1}{2}$ of N E $\frac{1}{4}$ S E $\frac{1}{4}$ of N E $\frac{1}{4}$ N $\frac{1}{2}$ of N W $\frac{1}{4}$ E $\frac{1}{2}$ of S E $\frac{1}{4}$	80 40 80 80
13	N W $\frac{1}{4}$ of N E $\frac{1}{4}$	40
14	W $\frac{1}{2}$ of S W $\frac{1}{4}$	80
15	W $\frac{1}{2}$ of N E $\frac{1}{4}$ N Half of S Half	80 160
16	N E $\frac{1}{4}$ South Half	160 320
21	South Half	320
22	East Half N $\frac{1}{2}$ of N W $\frac{1}{4}$ S E $\frac{1}{4}$ of N W $\frac{1}{4}$ E $\frac{1}{2}$ of S W $\frac{1}{4}$	320 80 40 80
23	W $\frac{1}{2}$ of N E $\frac{1}{4}$ N W $\frac{1}{4}$ W $\frac{1}{2}$ of S E $\frac{1}{4}$ S W $\frac{1}{4}$	80 160 80 160
26	Fractional N W $\frac{1}{4}$ "B"	33
27	" N E $\frac{1}{4}$ "A"	33

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Shelby County (cont'd)

Township 24 North,
Range 11 East

2	All	Abt.	565
11	W $\frac{1}{2}$ of N W $\frac{1}{4}$		80

Township 24 North,
Range 12 East

5	N W $\frac{1}{4}$ of S W $\frac{1}{4}$		40
6	N E $\frac{1}{4}$ of S E $\frac{1}{4}$		40

FRACTIONAL

Township 21 South,
Range 3 West

18	N W $\frac{1}{4}$ of N W $\frac{1}{4}$	2/3 Int.	27
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Township 21 South,
Range 4 West

29	N W $\frac{1}{4}$ of N W $\frac{1}{4}$	1/2 Int.	20
30	N $\frac{1}{2}$ of N E $\frac{1}{4}$	1/3 Int.	27
	N E $\frac{1}{4}$ of N W $\frac{1}{4}$	1/3 Int.	13

Township 21 South,
Range 5 West

36	S W $\frac{1}{4}$ of N W $\frac{1}{4}$	1/3 Int.	13
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MINERAL

Township 21 South,
Range 3 West

17	N $\frac{1}{2}$ of N $\frac{1}{2}$ of N W $\frac{1}{4}$ of N E $\frac{1}{4}$		10
	N $\frac{1}{2}$ of N W $\frac{1}{4}$		80

Township 21 South,
Range 4 West

3	N E $\frac{1}{4}$ of N W $\frac{1}{4}$		40
6	S W $\frac{1}{4}$ of S W $\frac{1}{4}$		40
7	N $\frac{1}{2}$ of N W $\frac{1}{4}$		80

<u>Section</u>	<u>Township 21 South, Range 4 West</u>	
13	W $\frac{1}{2}$ of N W $\frac{1}{4}$ of N E $\frac{1}{4}$ & W $\frac{1}{2}$ of E $\frac{1}{2}$ of N W $\frac{1}{4}$ of N E $\frac{1}{4}$	30
17	E $\frac{1}{2}$ of N W $\frac{1}{4}$	80
19	S E $\frac{1}{4}$ of S W $\frac{1}{4}$	40
25	S E $\frac{1}{4}$ of N W $\frac{1}{4}$	40
	S E diagonal half of	
	E $\frac{1}{2}$ of S W $\frac{1}{4}$ of N W $\frac{1}{4}$	10
	S E $\frac{1}{4}$ of S W $\frac{1}{4}$ and E $\frac{1}{2}$ of S W $\frac{1}{4}$ of S W $\frac{1}{4}$	60
30	S $\frac{1}{2}$ of N E $\frac{1}{4}$	80
	W $\frac{1}{2}$ of N W $\frac{1}{4}$	80
	S W $\frac{1}{4}$ of S E $\frac{1}{4}$	40
	N E $\frac{1}{4}$ of S W $\frac{1}{4}$	40
	W $\frac{1}{2}$ of S W $\frac{1}{4}$	80
36	N E $\frac{1}{4}$ of N W $\frac{1}{4}$	40
<u>Township 21 South, Range 5 West</u>		
1	S E $\frac{1}{4}$ of S E $\frac{1}{4}$	40
12	N E $\frac{1}{4}$ of N E $\frac{1}{4}$	40
25	S W $\frac{1}{4}$ of S W $\frac{1}{4}$	40
26	S E $\frac{1}{4}$ of S E $\frac{1}{4}$	40
35	N E $\frac{1}{4}$ of N E $\frac{1}{4}$	40
36	N W $\frac{1}{4}$ of N W $\frac{1}{4}$	40
<u>Township 22 South, Range 4 West</u>		
1	S $\frac{1}{2}$ of N W $\frac{1}{4}$	80
	N $\frac{1}{2}$ of S W $\frac{1}{4}$	80
2	N W $\frac{1}{4}$ of N E $\frac{1}{4}$	40
	S $\frac{1}{2}$ of N E $\frac{1}{4}$	80
	That part of S E $\frac{1}{4}$ of N W $\frac{1}{4}$ lying S. of Montevallo and Tuscaloosa dirt road, abt.	20
	N $\frac{1}{2}$ of N W $\frac{1}{4}$	80
	S W $\frac{1}{4}$ of N W $\frac{1}{4}$	40
	N E $\frac{1}{4}$ of S E $\frac{1}{4}$	40
	N W $\frac{1}{4}$ of S W $\frac{1}{4}$	40
3	N E $\frac{1}{4}$ of S E $\frac{1}{4}$	40
10	W $\frac{1}{2}$ of N E $\frac{1}{4}$	80
	S E $\frac{1}{4}$ of N W $\frac{1}{4}$	40
	N W $\frac{1}{4}$ of S W $\frac{1}{4}$	40

Page Six of Exhibit A
Shelby County (cont'd)

<u>Section</u>	<u>Township 22 South, Range 4 West</u>	<u>Number of Acres, More or Less</u>
11	N E $\frac{1}{4}$ of N E $\frac{1}{4}$	40
	<u>Township 24 North, Range 11 East</u>	
1	All	567
11	N E $\frac{1}{4}$ E $\frac{1}{2}$ of N W $\frac{1}{4}$	160 80
12	North Half S E $\frac{1}{4}$ N $\frac{1}{2}$ of S W $\frac{1}{4}$	320 160 80
13	W $\frac{1}{2}$ of N E $\frac{1}{4}$	80
	<u>Township 24 North, Range 12 East</u>	
5	S W $\frac{1}{4}$ of S W $\frac{1}{4}$	40
6	E $\frac{1}{2}$ of S E $\frac{1}{4}$ of S E $\frac{1}{4}$ West Half of West Half	20 160
7	N $\frac{1}{2}$ of N E $\frac{1}{4}$ & S W $\frac{1}{4}$ of N E $\frac{1}{4}$ N W $\frac{1}{4}$ of N W $\frac{1}{4}$ S $\frac{1}{2}$ of N W $\frac{1}{4}$ N W $\frac{1}{4}$ of S W $\frac{1}{4}$ S W $\frac{1}{4}$ of S W $\frac{1}{4}$	120 40 80 40 20
18	N W $\frac{1}{4}$ of N W $\frac{1}{4}$	40
20	E $\frac{1}{2}$ of N E $\frac{1}{4}$ S W $\frac{1}{4}$ of N E $\frac{1}{4}$	80 40

Leases and timber cutting agreements
executed by The Southern Mineral Land
Corporation embracing the lands described
herein, which are situated in Shelby
County, Alabama

Lessee	Property	Term	Nature of Instrument
R. M. Hand	N $\frac{1}{2}$ of SE $\frac{1}{4}$; NE diag. $\frac{1}{2}$ of SW $\frac{1}{4}$; S $\frac{1}{2}$ of NW $\frac{1}{4}$; S $\frac{1}{2}$ of NE $\frac{1}{4}$; NE $\frac{1}{4}$ of NE $\frac{1}{4}$; E $\frac{1}{2}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$, all in Sec. 13, Tp. 21, R. 4, and about 60 acres in N $\frac{1}{2}$ of NE $\frac{1}{4}$, Sec. 18, Tp. 21, R. 3 W.	9-1-35 to 3-1-37	Timber
George Walker and George Siddom	NE $\frac{1}{4}$; S $\frac{1}{2}$ of NW $\frac{1}{4}$ and S $\frac{1}{2}$ of Sec. 18, Tp. 21, R. 3 W.; E $\frac{1}{2}$ except W $\frac{1}{2}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$; S $\frac{1}{2}$ of NW $\frac{1}{4}$; NE diag. $\frac{1}{2}$ of SW $\frac{1}{4}$, Sec. 13, Tp. 21, R. 4 W.	11-1-35 to 11-1-36	Timber
George Walker	N $\frac{1}{2}$ of NE $\frac{1}{4}$ of Sec. 18, Tp. 21, R. 3 W.	10-14-38 to 10-14-39	Timber
J. D. Perrin	S $\frac{1}{2}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$ and the N $\frac{1}{2}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 18, Tp. 21, R. 3 W.	10-14-35 to 10-14-36	Mineral
J. D. Perrin	Same as above (Extension)	10-14-37 to 10-14-38	Mineral
Shelby Coal Company, Inc. (subleased from George E. Ellis)	S $\frac{1}{2}$ of SE $\frac{1}{4}$ and S $\frac{1}{2}$ of N $\frac{1}{2}$ of SE $\frac{1}{4}$, Sec. 18, Tp. 21 S., R. 3 W.	8-25-38 to 4-1-39	Mineral
George E. Ellis	Same as above	4-1-39 to 4-1-40 Ext. from 4-1-40 to 4-1-41 and from 4-1-41 to 4-1-42	Mineral
R. M. Hand (subleased from George E. Ellis)	Same as above	6-1-40 to 5-31-41	Mineral
R. M. Hand	S $\frac{1}{2}$ of SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 18, Tp. 21 S., R. 3 W.	5-1-41 to 5-1-42	Mineral
Frank Butler (subleased from George E. Ellis)	S $\frac{1}{2}$ of SE $\frac{1}{4}$, and S $\frac{1}{2}$ of N $\frac{1}{2}$ of SE $\frac{1}{4}$, Sec. 18, Tp. 21 S. R. 3 W.	8-6-41 to 9-1-42	Mineral
C. D. Brantley	Same as above	7-1-44 to 7-1-45 Ext. for 1 yr. to 7-1-46 but assigned to Cooley-Kirkwood Mining Company before expiration of extension	Mineral
Cooley-Kirkwood Mining Company	Same as above	1-1-46 to 1-1-47 Ext. from 1-1-47 to 1-1-48 and from 1-1-48 to 1-1-49	Mineral
R. F. Kirkwood, T. L. Cooley & P. N. Moon	Same as above	4-1-48 to 4-1-49 Ext. to 4-1-52	Mineral

(2)

<u>Lessee</u>	<u>Property</u>	<u>Term</u>	<u>Nature of Instrument</u>
Southern Coal & Coke Company	S $\frac{1}{2}$ of NE $\frac{1}{4}$; SE $\frac{1}{4}$; E $\frac{1}{2}$ of SW $\frac{1}{4}$, all in Sec. 19. All of Sec. 20 except NE $\frac{1}{4}$ of NE $\frac{1}{4}$, and NE $\frac{1}{4}$ of SE $\frac{1}{4}$. N $\frac{1}{2}$ of N $\frac{1}{2}$ of Sec. 29, and N $\frac{1}{2}$ of NE $\frac{1}{4}$ of Sec. 30; all of above land in Tp. 21 S. R. 3 W.	12-10-42 to 12-10-45	Timber
R. M. Hand	N $\frac{1}{2}$ of SW $\frac{1}{4}$, Sec. 20, Tp. 21 S., R. 3 W.	11-1-34 to 11-1-39	Mineral
R. M. Hand	SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 20, Tp. 21 S., R. 3 W.	7-1-40 to 7-1-41	Mineral
W. C. Gray	13 acres in NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 29, Tp. 21 S., R. 3 W.	1-1-30 to 12-31-30	Farm
H. A. Belcher	SE $\frac{1}{4}$ of NE $\frac{1}{4}$ and NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 29, Tp. 21 S., R. 3 W.	5-1-37 to 5-1-38	Timber
J. R. Grady	NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 29, Tp. 21 S., R. 3 W.	1-1-32 to 12-31-32	Farm
G. R. Grady	Same as above	1-4-26 to 10-1-26	Farm
G. R. Grady	Same as above	3-10-27 to 10-31-27	Farm
J. R. Grady	Same as above	1-15-24 to 12-31-24	Farm
J. R. Grady	Same as above	1-1-30 to 12-31-30	Farm
J. R. Grady	Same as above	12-26-24 to 12-1-25	Farm
Wes Litton and Jim Creel	SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 29; SE $\frac{1}{4}$, E $\frac{1}{2}$ of SW $\frac{1}{4}$ and SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 30, all in Tp. 21 S., R. 3 W.	12-28-38 to 6-8-41	Timber
Little Gem Coal Company	SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 29, Tp. 21 S., R. 3 W.	10-1-41 to 10-1-51	Mineral
John Hyde and O. O. Redd	NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 30, Tp. 21 S., R. 3 W.	10-1-47 to 10-1-48	Mineral
H. A. Belcher	N $\frac{1}{2}$ Sec. 31, Tp. 21 S., R. 3 W.; NW $\frac{1}{4}$ of SE $\frac{1}{4}$ and SW $\frac{1}{4}$, Sec. 31, Tp. 21 S., R. 3 W., and W $\frac{1}{2}$ of NW $\frac{1}{4}$ Sec. 6, Tp. 22 S., R. 3 W.	8-10-36 to 2-10-38	Timber
Little Gem Coal Company	NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 31, Tp. 21 S., R. 3 W.	10-1-41 to 10-1-51	Mineral
Little Gem Coal Company	NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 32, Tp. 21 S., R. 3 W.	11-24-36 to 11-24-46	Mineral
H. A. Belcher	SW $\frac{1}{4}$ of Sec. 6, Tp. 22 S., R. 3 W.; NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 32, Tp. 21 S., R. 3 W.	7-10-37 to 7-10-39	Timber

(3)

<u>Lessee</u>	<u>Property</u>	<u>Term</u>	<u>Nature of Instrument</u>
J. L. Lutts	7 acres - NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 3, Tp. 21 S., R. 4 W.	1-1-30 to 12-31-30	Farm
J. L. Lutts	Same as above	1-1-31 to 12-31-31	Farm
Acme Lumber Com- pany	That part of NE $\frac{1}{4}$ north of Cahaba River, that part of the NW $\frac{1}{4}$ north and west of said river, that part of NW $\frac{1}{4}$ of SW $\frac{1}{4}$ west of said river, all in Sec. 16; that part of NW $\frac{1}{4}$ of SE $\frac{1}{4}$ and S $\frac{1}{2}$ of SE $\frac{1}{4}$, and the W $\frac{1}{2}$ of SW $\frac{1}{4}$, north of the Cahaba River, all in Sec. 17, Tp. 21 S., R. 4 W.	8-25-38 to 2-25-40	Timber
R. M. Hand	NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 16, Tp. 21 S., R. 4 W.	12-19-38 to 12-19-40	Mineral
Southern Coal & Coke Company	That part of Sec. 16, Tp. 21 S., R. 4 W., lying south and east of Cahaba River	4-25-41 to 4-25-44	Timber
W. A. Holsomback	Gholson seam on 10 acres in NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 16, Tp. 21 S., R. 4 W.	7-1-45 to 7-1-46	Mineral
Southern Coal & Coke Company	Undivided $\frac{1}{3}$ int. in the NE $\frac{1}{4}$ of NE $\frac{1}{4}$, NW $\frac{1}{4}$ of NE $\frac{1}{4}$, NE $\frac{1}{4}$ of NW $\frac{1}{4}$, in Sec. 30, Tp. 21 S., R. 4 W.; undivided $\frac{1}{3}$ int. in the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 36, Tp. 21 S., R. 5 W.; undivided $\frac{1}{2}$ int. in the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 29, Tp. 21 S., R. 4 W.; that frac. part lying south of Cahaba River in SW $\frac{1}{4}$ of NE $\frac{1}{4}$; that part of NE $\frac{1}{4}$ of SW $\frac{1}{4}$ lying east of Cahaba River, and NW $\frac{1}{4}$ of SE $\frac{1}{4}$, all being in Sec. 19, Tp. 21 S., R. 4 W.	9-18-35 to 9-18-38	Timber
Brown Lumber Company	SW $\frac{1}{4}$ of SW $\frac{1}{4}$, NE $\frac{1}{4}$ of SW $\frac{1}{4}$, NW $\frac{1}{4}$ of SW $\frac{1}{4}$, SW $\frac{1}{4}$ of NE $\frac{1}{4}$, E $\frac{1}{2}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$, NE $\frac{1}{4}$ of NW $\frac{1}{4}$ and NW $\frac{1}{4}$ of NW $\frac{1}{4}$, all in Sec. 19, Tp. 21 S., R. 4 W., lying north of Cahaba River	4-15-41 to 10-15-43	Timber
Fred Bunn	SE diag. $\frac{1}{2}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$, N $\frac{1}{2}$ of SE $\frac{1}{4}$, NE $\frac{1}{4}$ of SW $\frac{1}{4}$, and E $\frac{1}{2}$ of NW $\frac{1}{4}$ of SW $\frac{1}{4}$, all in Sec. 25, Tp. 21 S., R. 4 W.; S $\frac{1}{2}$ of SE $\frac{1}{4}$, Sec. 25, Tp. 21 S., R. 4 W.	10-3-40 to 10-3-43	Timber

(4)

<u>Lessee</u>	<u>Property</u>	<u>Term</u>	<u>Nature of Instrument</u>
Fred Bunn	NW diag. $\frac{1}{2}$ of E $\frac{1}{2}$ of SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 25, Tp. 21 S., R. 4 W.	12-10-42 to 6-10-44	Timber
H. H. Mullins	SE $\frac{1}{4}$ of SW $\frac{1}{4}$ and SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 30, Tp. 21 S., R. 4 W.	11-1-27 to 10-1-28	Pasture
H. A. Belcher	SE diag. $\frac{1}{2}$ of S $\frac{1}{2}$ of NE $\frac{1}{4}$, SE $\frac{1}{4}$, SE diag. $\frac{1}{2}$ of SW $\frac{1}{4}$, all in Sec. 35, Tp. 21 S., R. 4 W., except about 5 acres, more or less, under fence in SW $\frac{1}{4}$ of SE $\frac{1}{4}$ and SE $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 35, Tp. 21 S., R. 4 W.	7-1-35 to 7-1-36	Timber
H. A. Belcher	Sec. 36, Tp. 21 S. R. 4 W., except NE $\frac{1}{4}$ of NW $\frac{1}{4}$, SE diag. $\frac{1}{2}$ of S $\frac{1}{2}$ of NE $\frac{1}{4}$, SE $\frac{1}{4}$, SE diag. $\frac{1}{2}$ of SW $\frac{1}{4}$ except 5 acres, more or less, under fence in SW $\frac{1}{4}$ of SE $\frac{1}{4}$ and SE $\frac{1}{4}$ of SW $\frac{1}{4}$, all in Sec. 35, Tp. 21 S., R. 4 W.	11-25-35 to 11-25-37	Timber
Joe Lawley	SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 36, Tp. 21 S., R. 4 W.	1-15-24 to 12-31-24	Pasture
Joe Lawley	Same as above	12-26-24 to 12-1-25	Farming
Joe Lawley	Same as above	10-1-25 to 9-31-26	Farming
S. E. Belcher	N $\frac{1}{2}$ of SW $\frac{1}{4}$ of Sec. 24, and SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 25, all in Tp. 21 S., R. 5 W.	4-15-39 to 4-15-41	Timber
T. E. Harris	SW $\frac{1}{4}$ of NE $\frac{1}{4}$, W $\frac{1}{2}$ of SE $\frac{1}{4}$, W $\frac{1}{2}$ of E $\frac{1}{2}$ of SE $\frac{1}{4}$, all in Sec. 6, Tp. 22 S., R. 3 W., and NW $\frac{1}{4}$ of NE $\frac{1}{4}$, all in Sec. 7, Tp. 22 S., R. 3 W.	6-16-37 to 12-16-38	Timber
Fred Bunn	Undivided $\frac{1}{2}$ int. in SW $\frac{1}{4}$ of Sec. 6, Tp. 22 S., R. 3 W.	2-25-46 to 2-25-48	Timber
J. A. Deason	NE $\frac{1}{4}$, N $\frac{1}{2}$ of NW $\frac{1}{4}$ SE $\frac{1}{4}$ of NW $\frac{1}{4}$, SE $\frac{1}{4}$, E $\frac{1}{2}$ of SW $\frac{1}{4}$, SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 1, Tp. 22 S., R. 4 W.	7-21-33 to 7-21-35	Timber
Southern Coal & Coke Company	N $\frac{1}{2}$ of NE $\frac{1}{4}$, SW $\frac{1}{4}$ of NE $\frac{1}{4}$, N $\frac{1}{2}$ of NW $\frac{1}{4}$, SE $\frac{1}{4}$ of NW $\frac{1}{4}$, NW $\frac{1}{4}$ of SE $\frac{1}{4}$, S $\frac{1}{2}$ of SE $\frac{1}{4}$, NE $\frac{1}{4}$ of SW $\frac{1}{4}$, S $\frac{1}{2}$ of SW $\frac{1}{4}$, Sec. 1, Tp. 22 S., R. 4 W.	4-15-43 to 4-15-46	Timber

(5)

<u>Lessee</u>	<u>Property</u>	<u>Term</u>	<u>Nature of Instrument</u>
Dirk Lawley	SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 1, Tp. 22 S., R. 4 W.	12-26-24 to 12-1-25	Farming
Dirk Lawley	Same as above	10-1-25 to 9-30-26	Farming
Dirk Lawley	Same as above	3-29-27 to 12-31-27	Farming
Dirk Lawley	Same as above	3-27-28 to 10-1-28	Farming
S. P. Harrell	SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 2, Tp. 22 S., R. 4 W.; NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 10, Tp. 22 S., R. 4 W.; SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 2, Tp. 22 S., R. 4 W.	1-1-32 to 12-31-32	Farming
W. E. Evins	SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 2, Tp. 22 S., R. 4 W.	1-1-27 to 10-1-28	Farming
O. C. Honeycutt	10 acres in NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 4, Tp. 22 S., R. 4 W.	1-1-31 to 12-31-35	Farming
George Walker	E $\frac{1}{2}$ of NE $\frac{1}{4}$, Sec. 10, Tp. 22 S., R. 4 W.	2-8-37 to 2-8-38	Timber
D. Linhorn	W $\frac{1}{4}$ of NE $\frac{1}{4}$, also E $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 10, Tp. 22 S., R. 4 W.	1-5-26 to 9-30-26	Pasture
D. Linholm	Same as above	3-2-27 to 12-31-27	Farm
C. B. Roden and D. W. Litton	W $\frac{1}{2}$ of SW $\frac{1}{4}$ in Sec. 14, W $\frac{1}{2}$ of NE $\frac{1}{4}$, N $\frac{1}{2}$ of SE $\frac{1}{4}$ and N $\frac{1}{2}$ of SW $\frac{1}{4}$, all in Sec. 15, E $\frac{1}{2}$ and SW $\frac{1}{4}$ of Sec. 16, N $\frac{1}{2}$ and SE $\frac{1}{4}$ of Sec. 20, S $\frac{1}{2}$ of Sec. 21, E $\frac{1}{2}$, N $\frac{1}{2}$ of NW $\frac{1}{4}$, SE $\frac{1}{4}$ of NW $\frac{1}{4}$ and E $\frac{1}{2}$ of SW $\frac{1}{4}$, all in Sec. 22, W $\frac{1}{2}$ of NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ of SE $\frac{1}{4}$ and the SW $\frac{1}{4}$, all in Sec. 23, fractional Sec. 26 con- (about 33 acres)taining 33 acres, and fractional Sec. 27 con- taining about 33 acres, all in Tp. 22 S., R. 4 W., in Bibb AND Shel- by Counties, Ala. Also all of Sec. 2, NW $\frac{1}{4}$ of NE $\frac{1}{4}$, S $\frac{1}{2}$ of NE $\frac{1}{4}$ and E $\frac{1}{2}$ of NW $\frac{1}{4}$, SE $\frac{1}{4}$, N $\frac{1}{2}$ of SW $\frac{1}{4}$, and SE $\frac{1}{4}$ of SW $\frac{1}{4}$, all in Sec. 3, SE $\frac{1}{4}$, E $\frac{1}{2}$ of SW $\frac{1}{4}$ and SW $\frac{1}{4}$ of SW $\frac{1}{4}$, all in Sec. 4, NE $\frac{1}{4}$ of SE $\frac{1}{4}$, and SW $\frac{1}{4}$, all in Sec. 5, NE $\frac{1}{4}$ and N $\frac{1}{2}$ of SE $\frac{1}{4}$, all in Sec. 6, W $\frac{1}{2}$ of NW $\frac{1}{4}$ and NE $\frac{1}{4}$ of SW $\frac{1}{4}$, and S $\frac{1}{2}$ of SW $\frac{1}{4}$, all in Sec. 11, all in Tp. 24 N., R. 11 E., in Bibb AND Shelby Counties, Ala.	6-15-50 to 6-15-52	Timber

(6)

<u>Lessee</u>	<u>Property</u>	<u>Term</u>	<u>Nature of Instrument</u>
Roden Coal Company	NE $\frac{1}{4}$, S $\frac{1}{2}$ of NW $\frac{1}{4}$, S $\frac{1}{2}$ of SE $\frac{1}{4}$, NW $\frac{1}{4}$ of SE $\frac{1}{4}$, and the SW $\frac{1}{4}$, of Sec. 4, and the W $\frac{1}{2}$ of NE $\frac{1}{4}$ and E $\frac{1}{2}$ of NW $\frac{1}{4}$ of Sec. 9, all in Tp. 22 S., R. 4 W.	7-1-47 to 7-1-67	Mineral
G. H. Harrell	40 acres in NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 3, Tp. 22 S., R. 4 W.; also 40 acres in SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 10, known as Rob Lawley place	1-1-24 to 12-31-24	Farm
G. H. Harrell	NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 10, Tp. 22 S., R. 4 W.; also NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 3, Tp. 22 S., R. 4 W.	3-19-27 to 12-31-27	Farm
D. R. Linholm	S $\frac{1}{2}$ of NW $\frac{1}{4}$ and N $\frac{1}{2}$ of SW $\frac{1}{4}$, Sec. 10, Tp. 22 S., R. 4 W.	1-1-30 to 12-31-30	Farm
D. R. Linholm	Same as above	1-1-32 to 12-31-32	Farm
George Walker	NE $\frac{1}{4}$, N $\frac{1}{2}$ of NW $\frac{1}{4}$, SE $\frac{1}{4}$ of NW $\frac{1}{4}$, E $\frac{1}{2}$ of SW $\frac{1}{4}$, N $\frac{1}{2}$ of SE $\frac{1}{4}$, SE $\frac{1}{4}$ of SW $\frac{1}{4}$, and N $\frac{1}{2}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$, all in Sec. 11, Tp. 22 S., R. 4 W.	9-15-37 to 9-15-39	Timber
Southern Coal & Coke Company	N $\frac{1}{2}$ of NW $\frac{1}{4}$, N $\frac{1}{2}$ of NE $\frac{1}{4}$, and SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 12, Tp. 22 S., R. 4 W.	4-25-42 to 10-25-43	Timber
John W. Boothe and W. T. Weaver	NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 14, and NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 15, all in Tp. 22 S., R. 4 W.	5-15-34 to 5-15-44	Mineral
H. A. Belcher	NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 5, and NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 6, all in Tp. 24 N., R. 12 E.	9-20-37 to 9-20-39	Timber
Owen Phillips	SW $\frac{1}{4}$ of SE $\frac{1}{4}$ in Sec. 30, Tp. 21 S., R. 4 W.	9-10-43 to 1-10-44	Surface Int.
H. H. Mullins	80 acres in SE $\frac{1}{4}$ of Sec. 30, Tp. 21 S., R. 4 W.	1-1-30 to 12-31-30	Pasture
H. H. Mullins	25 acres in SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 30, Tp. 21 S., R. 4 W.	1-1-31 to 12-31-31	Garden and Pasture
L. P. Herrel	S part of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 2, Tp. 22 S., R. 4 W., south of Tuscaloosa and Monte- vallo Road	2-1-29 to 12-31-29	Farm

(7)

<u>Lessee</u>	<u>Property</u>	<u>Term</u>	<u>Nature of Instrument</u>
Smith Coal Sales Company	A strip of property described as springing from the Southern Railway Company main railroad track between Burstall and Wilton in Shelby County, at a point 377 feet northeast of Milepost 13-R, and extending thence in a southwesterly direction a distance of 300 feet, more or less, to the northerly edge of Southern Mineral Land Company property, which shall be designated the point of beginning. From the point of beginning said strip of land shall proceed in a southwesterly direction, upon Southern Mineral Land Company property, a distance of 400 feet, more or less, all being in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$, Sec. 13, Tp. 21 S., R. 4 W.	11-1-51 to 11-1-61	Strip of land for spur track
Smith Coal Sales Company	Strip of land situated between the loading ramps adjacent to the above described strip of land for spur track	10-1-50 to 10-1-60	Coal washer site
N. J. Jarvis	NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 2, Tp. 22 S., R. 4 W.	1-1-24 to 12-15-24	Farm
G. H. Harrell	NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 3, Tp. 22 S., R. 4 W.	12-26-24 to 12-1-25	Farm
Lewis Lawley	Same as above	1-1-30 to 12-31-30	Farm
Walter Champion	Same as above	1-1-31 to 12-31-31	Farm
Walter Champion	Same as above	1-1-32 to 12-31-32	Farm
Lewis Lawley	NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 10, Tp. 22 S., R. 4 W.	1-1-30 to 12-31-30	Farm
D. R. Linholm	NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 10, Tp. 22 S., R. 4 W.	1-1-31 to 12-31-31	Farm

Filed in the office of the Probate Judge on the 20 day of Oct 1953 at 10 O'clock PM.
 and recorded in Red Book: 163 Page 43 this 21 day of Oct 1953.
 Deed Tax Mortgage Tax has been paid.

L.C. Walker, Judge of Probate