

8877

STATE OF ALABAMA

SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS, That, for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) to the undersigned Grantors in hand paid by Martin Marietta Corporation, a corporation, and other good and valuable considerations, the receipt and sufficiency of all of which is hereby acknowledged, the undersigned Lucy Jane Bailey, a single woman, Morris Bailey and wife, Frances Lucille Bailey, Lena Bailey Lowery, a widow, Rubye Bailey Harper, a widow, Alliene Sherrer and husband, Edgar Sherrer, Frances Seale Hughes and husband, B. M. Hughes, Walter Seale and wife, Mildred Seale, Robert Earl Seale and wife, Helen Seale, Jennie Vee Seale, a widow, G. C. Long and wife, Sylvia Long, and Helen Thompson and husband, Richard A. Thompson (herein collectively referred to as the "Grantors") do hereby grant, bargain, sell and convey unto the said Martin Marietta Corporation (hereinafter sometimes referred to as the "Grantee") the following described real estate, situated in Shelby County, Alabama, to wit:

The  $E\frac{1}{2}$  of the  $NW\frac{1}{4}$  of the  $SE\frac{1}{4}$ , the  $E\frac{1}{2}$  of the  $SW\frac{1}{4}$  of the  $SE\frac{1}{4}$ , and the  $W\frac{1}{2}$  of the  $SE\frac{1}{4}$  of the  $SE\frac{1}{4}$ , all in Section 13; the  $NW\frac{1}{4}$  of the  $NE\frac{1}{4}$  (less and except that part thereof lying North and West of a straight line extending from the Southwest corner of said  $NW\frac{1}{4}$  of  $NE\frac{1}{4}$  in a Northeasterly direction to the center point of the North line of said  $NW\frac{1}{4}$  of  $NE\frac{1}{4}$ ) and that part of the  $SE\frac{1}{4}$  of the  $NW\frac{1}{4}$  lying South and East of a straight line extending from the Northeast corner of said  $SE\frac{1}{4}$  of  $NW\frac{1}{4}$  in a Southwesterly direction to the center point of the South line of said  $SE\frac{1}{4}$  of  $NW\frac{1}{4}$ , all in Section 24; all of said real estate being situated in Township 22 South, Range 3 West, Shelby County, Alabama, and consisting of 100 acres, more or less.

TO HAVE AND TO HOLD, to the said Martin Marietta Corporation, its successors and assigns, forever.

And the undersigned Grantors do, for themselves and for their heirs, executors and administrators, covenant with the

said Grantee, its successors and assigns, that they are lawfully seized in fee simple of said premises; that they are free of all encumbrances, except the lien of ad valorem taxes for the current tax year; that they have a good right to sell and convey the same as aforesaid; and that they will, and their heirs, executors and administrators shall, warrant and defend the same to the said Grantee, its successors and assigns, forever, against the lawful claims of all persons.

The Grantors herein expressly except from this conveyance and retain and reserve unto themselves, their heirs and assigns, a royalty interest, as hereinafter more particularly described, in all of the above described real estate except that part of the  $W\frac{1}{2}$  of the  $SE\frac{1}{4}$  of the  $SE\frac{1}{4}$  of Section 13 lying South and East of a straight line extending from the Southwest corner of said  $W\frac{1}{2}$  of  $SE\frac{1}{4}$  of  $SE\frac{1}{4}$  to the Northeast corner of said  $W\frac{1}{2}$  of  $SE\frac{1}{4}$  of  $SE\frac{1}{4}$  and consisting of 10 acres, more or less. The said royalty interest reserved herein shall consist of a royalty of \$.03 for each ton of 2,000 pounds of limestone which may be mined or quarried for commercial use from said lands as to which said royalty is reserved. Tonnage shall be based upon weights of limestone mined or quarried and commercially used and not on limestone or other materials lost or rejected in mining, quarrying, preparation or other processing. Any person, firm or corporation which may mine or quarry limestone subject to the royalty herein reserved shall keep records from which can be reasonably determined the number of tons of limestone mined or quarried from said lands and commercially used, and the agents or attorneys of the Grantors, their heirs and assigns (but not including the said Grantors and their heirs and assigns themselves) shall have the right to make such inspection of such records as may be reasonably necessary to determine the amount of royalty, if any, due hereunder.



It is expressly understood and agreed that the Grantee, its successors and assigns, shall have no obligation whatsoever to mine or quarry limestone from any of said lands as to which a royalty is herein reserved, and nothing herein contained shall be construed as imposing upon the Grantee, or its successors and assigns, any such obligation.

The Grantors herein further reserve unto themselves, their heirs and assigns, the right to remove all timber and pulpwood from said lands, said right, however, to be exercised within 90 days from the date of this deed, at the expiration of which time this reservation shall become null and void.

IN WITNESS WHEREOF, each of the undersigned has hereunto set his or her hand and seal, as of this 16th day of August, 1966.

+ Walter Seale  
Walter Seale

Lucy Jane Bailey  
Lucy Jane Bailey

x Mildred Seale  
Mildred Seale

Morris Bailey  
Morris Bailey

Robert Earl Seale  
Robert Earl Seale

Frances Lucille Bailey  
Frances Lucille Bailey

Helen Seale  
Helen Seale

Lena Bailey Lowery  
Lena Bailey Lowery

Jennie Vee Seale  
Jennie Vee Seale

Ruby Bailey Harper  
Ruby Bailey Harper

G. C. Long  
G. C. Long

Alliene Sherrer  
Alliene Sherrer

Sylvia Long  
Sylvia Long

Edgar Sherrer  
Edgar Sherrer

Helen Thompson  
Helen Thompson

Frances Seale Hughes  
Frances Seale Hughes

Richard A. Thompson  
Richard A. Thompson

B. M. Hughes  
B. M. Hughes

STATE OF AlaShelby COUNTY

I, Willie J. Frost, a Notary Public in and for said County, in said State, hereby certify that Lucy Jane Bailey, a single woman, 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 and official seal, this 16<sup>th</sup> day of August, 1966.

Willie J. Frost  
Notary Public



PUB [AFFIX NOTARIAL SEAL]

STATE OF AlaShelby COUNTY

I, Willie J. Frost, a Notary Public in and for said County, in said State, hereby certify that Morris Bailey and wife, Frances Lucille Bailey, whose names 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 conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this 8<sup>th</sup> day of Sept, 1966.

Willie J. Frost  
Notary Public

[AFFIX NOTARIAL SEAL]

STATE OF AlaShelby COUNTY

I, Willie J. Frost, a Notary Public in and for said County, in said State, hereby certify that Lena Bailey Lowery, a widow, 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 and official seal, this 16<sup>th</sup> day of August, 1966.

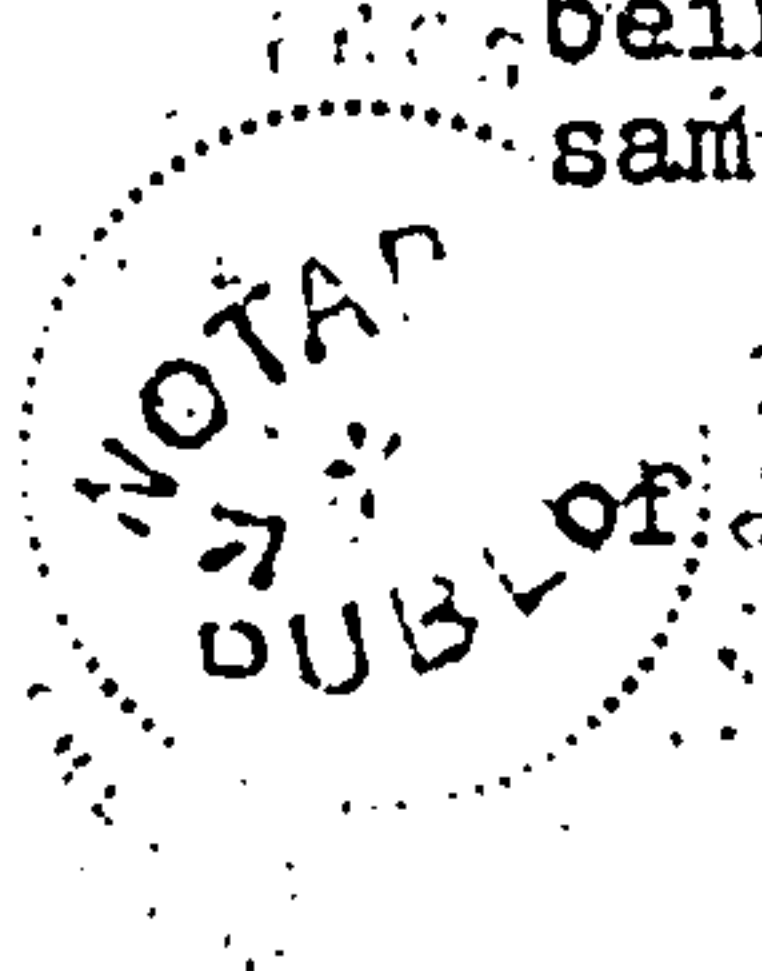
Willie J. Frost  
Notary Public

[AFFIX NOTARIAL SEAL]



STATE OF Ala  
Shelby COUNTY }

I, Willie J. Frost a Notary Public in and for said County, in said State, hereby certify that Rubye Bailey Harper, a widow, 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.



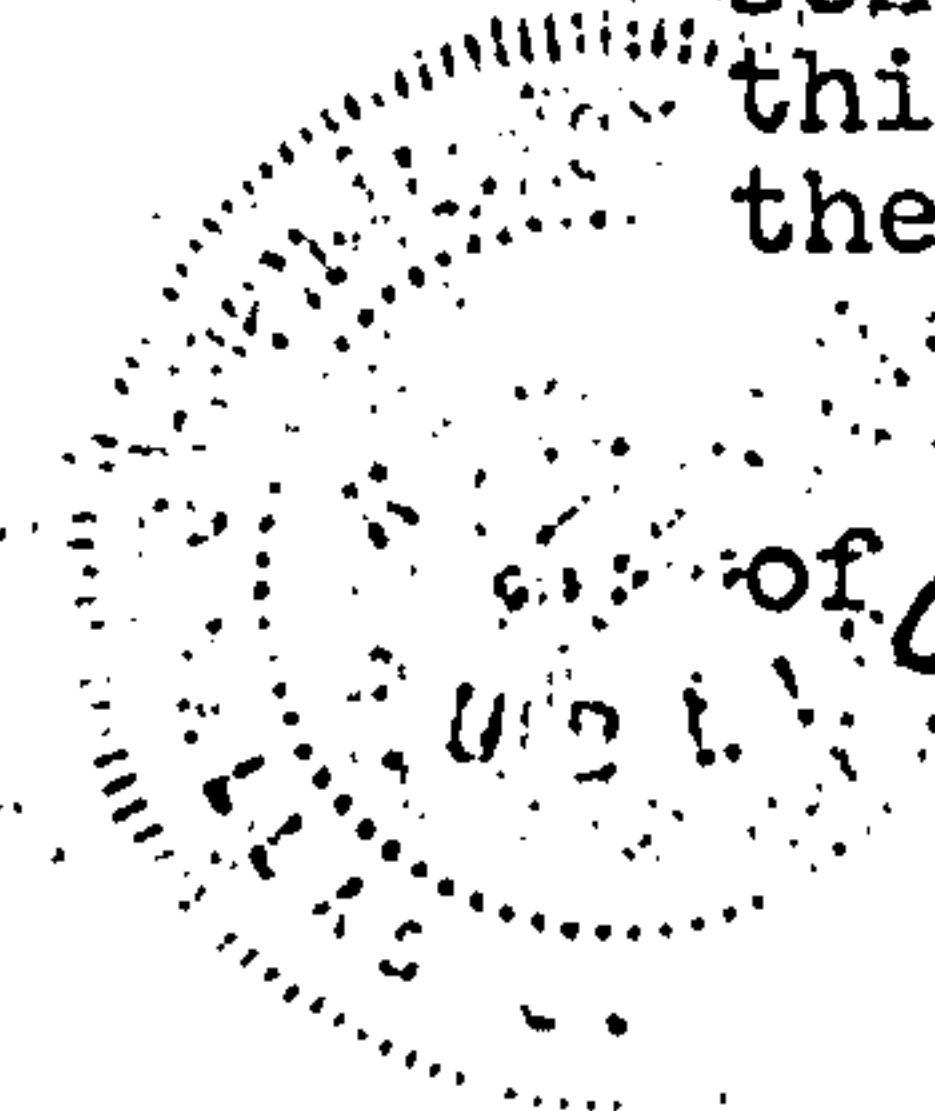
Given under my hand and official seal, this 8th day of Sept, 1966.

Willie J. Frost  
Notary Public

[AFFIX NOTARIAL SEAL]

STATE OF Ala  
St. Louis COUNTY  
Dallas Co.

I, Edgar Sherrer, a Notary Public in and for said County, in said State, hereby certify that Alliene Sherrer and husband, Edgar Sherrer, whose names 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 conveyance, they executed the same voluntarily on the day the same bears date.



Given under my hand and official seal, this 22nd day of August, 1966.

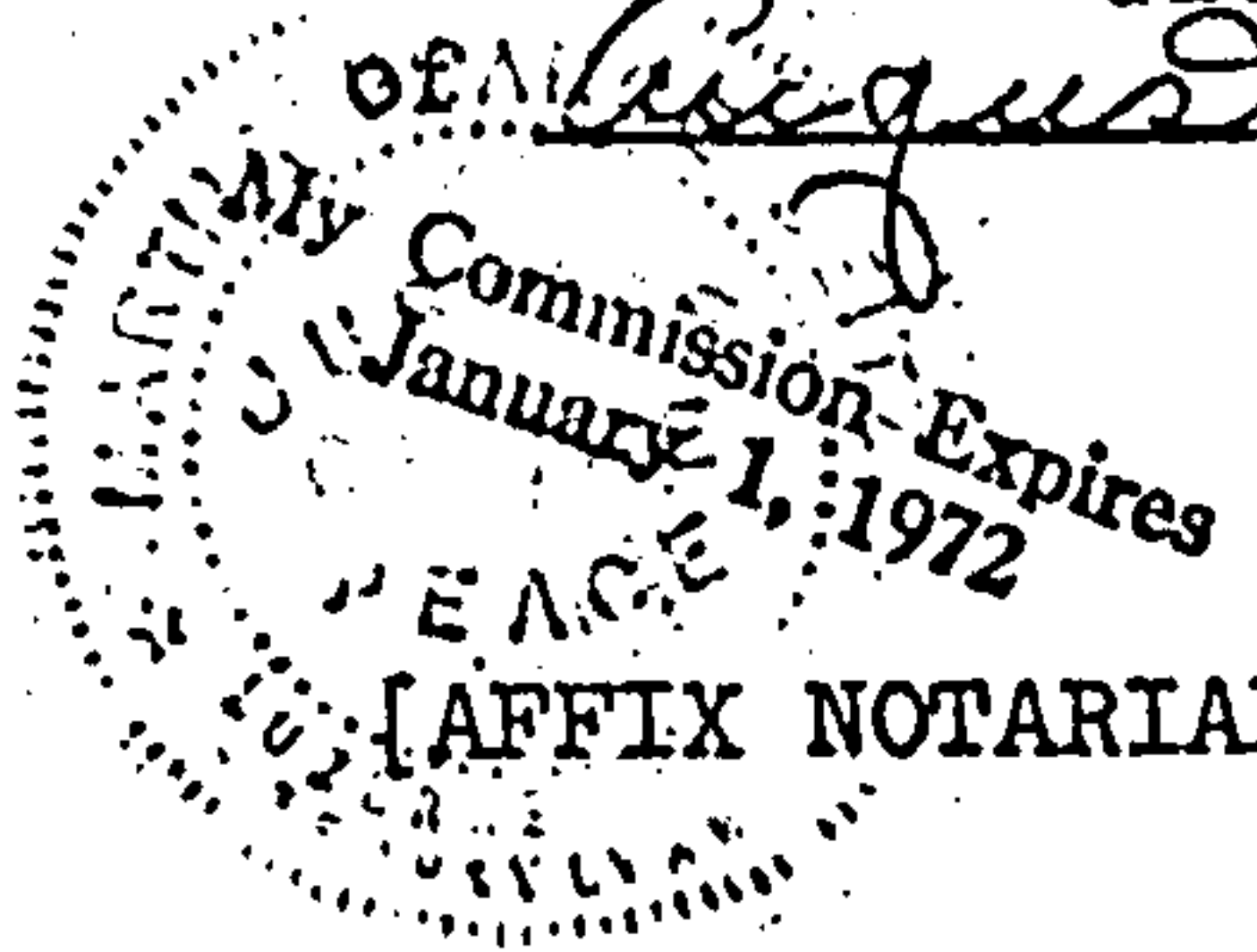
Edgar Sherrer  
Notary Public

[AFFIX NOTARIAL SEAL]

STATE OF Pennsylvania  
Eugene COUNTY

I, Martha Peace Ditz a Justice of the Peace in and for said County, in said State, hereby certify that Frances Seale Hughes and husband, B. M. Hughes, whose names 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 conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this 29 day of August, 1966.



Martha Peace Ditz  
Justice of the Peace

[AFFIX NOTARIAL SEAL]

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STATE OF Illinois }  
Dallas COUNTY }

I, J. E. Suffer, a Notary Public in and for said County, in said State, hereby certify that Walter Seale and wife, Mildred Seale, whose names 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 conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this 20 day of August, 1966.

J. E. Suffer  
 Notary Public

[AFFIX NOTARIAL SEAL]

STATE OF MICHIGAN }  
WAYNE COUNTY }

I, KENNETH W. CARTER, a Notary Public in and for said County, in said State, hereby certify that Robert Earl Seale and wife, Helen Seale, whose names 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 conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this 26<sup>TH</sup> day of AUGUST, 1966.

Kenneth W. Carter  
 Notary Public  
 KENNETH W. CARTER  
 MY COMMISSION EXPIRES  
 JUNE 30, 1967

[AFFIX NOTARIAL SEAL]

STATE OF Alabama }  
Dallas COUNTY }

I, Clara D. Underwood, a Notary Public in and for said County, in said State, hereby certify that Jennie Vee Seale, a widow, 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 and official seal, this 19<sup>th</sup> day of August, 1966.

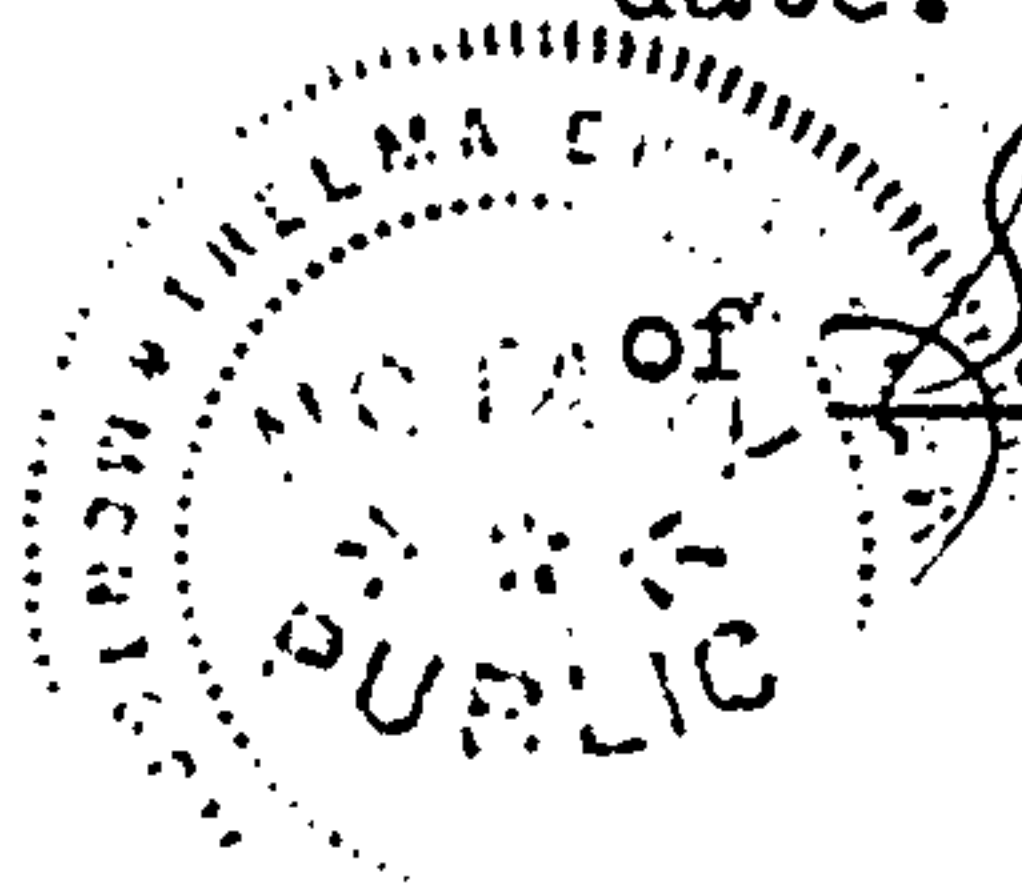
Clara D. Underwood  
 Notary Public

[AFFIX NOTARIAL SEAL]



STATE OF Alabama  
Montgomery COUNTY

I, Helma Eubank, a Notary Public in and for said County, in said State, hereby certify that G. C. Long and wife, Sylva Long, whose names 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 conveyance, they executed the same voluntarily on the day the same bears date.



Given under my hand and official seal, this 6<sup>th</sup> day of Sept, 1966.

Helma Eubank  
 Notary Public

[AFFIX NOTARIAL SEAL]

STATE OF Ala.  
Shelby COUNTY

I, Willie J. Frost, a Notary Public in and for said County, in said State, hereby certify that Helen Thompson and husband, Richard A. Thompson, whose names 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 conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this 16<sup>th</sup> day of August, 1966.



Willie J. Frost  
 Notary Public

[AFFIX NOTARIAL SEAL]

STATE OF ALA., SHELBY CO.,  
 I CERTIFY THIS INSTRUMENT  
 WAS FILED ON 17<sup>th</sup>  
9-26 1966

RECORDED & \$ 50.00 MTG. TAX  
 DEED TAX HAS BEEN  
 PD. ON THIS INSTRUMENT.

Conrad M. Fowler  
 JUDGE OF PROBATE