

FD 302 26740
Bham, AL 35220

LIMITED WARRANTY DEED

1685

KNOW ALL MEN BY THESE PRESENTS, that REPUBLIC STEEL CORPORATION, a New Jersey corporation qualified to do business in the State of Alabama (hereinafter called "Grantor") for and in consideration of Ten Dollars (\$10.00) and other valuable considerations to it in hand paid by BURGESS MINING AND CONSTRUCTION CORPORATION, an Alabama corporation (hereinafter called "Grantee"), the receipt whereof is hereby acknowledged, has granted, bargained, sold and conveyed and by these presents does grant, bargain, sell and convey, subject to all the terms, covenants, reservations, conditions and limitations hereinafter contained, to the said Grantee, its successors and assigns, the following described real property situated in Township 21 South, Range 5 West in the County of Shelby, State of Alabama, and more particularly described as follows:

Mineral Rights Only

19741231000061880 1/3 \$.00
Shelby Cnty Judge of Probate, AL
12/31/1974 12:00:00AM FILED/CERT

Section 11

The NE 1/4 of the NE 1/4 and the NE 1/4 of the SE 1/4 of the NE 1/4

Section 12

The N 1/2 of the NW 1/4

Section 13

The W 1/2 of the NW 1/4; the E 1/2 of the SW 1/4 and the NW 1/4 of the SE 1/4

Section 14

The E 1/2 of the NE 1/4

Together with all and singular the hereditaments and appurtenances thereunto belonging or in anywise appertaining.

SUBJECT TO all easements, covenants, reservations, restrictions, limitations and conditions of record and those that are visible upon the premises but not of record; zoning ordinances, if any; public highways; and all taxes and assessments, if any, due and payable after date hereof, which taxes and assessments the Grantee, by acceptance hereof, agrees to assume and pay.

This conveyance is made on the express condition that the Grantee for itself and on behalf of its successors, assigns, contractors, permittees, licensees, and lessees, by the acceptance

BOOK 290 PAGE 201

hereof, releases and forever discharges Grantor, its successors and assigns, from any and all liability, claims and causes of action whether arising at law (by contract or in tort) or in equity in connection with Grantor's past use or the condition of the premises and the past, present or future use and/or the condition of adjacent and nearby lands owned or controlled by it with respect to industrial, mining, mine waste disposal and quarrying operations, and whether such industrial, mining, mine waste disposal and quarrying operations be conducted by Grantor, or by Grantor's successors, assigns, grantees, licensees, contractors, permittees and lessees.

TO HAVE AND TO HOLD the above granted property to said Grantee, its successors and assigns, forever.

AND the Grantor, for itself, its successors and assigns, does hereby covenant with the said Grantee, its successors and assigns, that the property described above is free and clear from all encumbrances whatsoever, created by, from, through or under the Grantor except as stated above, and that said Grantor will forever WARRANT AND DEFEND the same with the appurtenances thereunto belonging, unto the said Grantee, its successors and assigns, against all lawful claims of all persons, claiming by, from, through or under the Grantor herein, except as stated above.

IN WITNESS WHEREOF, Republic Steel Corporation has executed these presents by officers thereunto duly authorized this 9th day of October, 1972.

19741231000061880 2/3 \$.00
Shelby Cnty Judge of Probate, AL
12/31/1974 12:00:00AM FILED/CERT

REPUBLIC STEEL CORPORATION

By R. E. Waldo
Vice President

ATTEST: [Signature]
Assistant Secretary

STATE OF OHIO }
COUNTY OF CUYAHOGA } SS:

I, Jacqueline M. Noonan, a Notary Public in and for said County in said State, hereby certify that R. E. WALDO

and J. W. SCHAUT, whose names as Vice President and Assistant Secretary, respectively, of Republic Steel Corporation, a corporation, are signed to the foregoing conveyance, and who are known to me and who are known to me to be such Vice President and Assistant Secretary, acknowledged before me on this day that, being informed of the contents of the conveyance, they as such officers and with full authority, executed the same voluntarily, for and as the act of said corporation.

Given under my hand and seal of office this 9th day of OCTOBER, 1972.

Jacqueline M. Noonan
Notary Public

JACQUELINE M. NOONAN, Notary Public
Cuyahoga County, Ohio
My Commission Expires May 21, 1977

19741231000061880 3/3 \$.00
Shelby Cnty Judge of Probate, AL
12/31/1974 12:00:00AM FILED/CERT

STATE OF ALA. SHELBY CO.
JUDGE OF PROBATE
INSTRUMENT WAS FILED
1974 DEC 31 PM 12:16
REC. BK. & PAGE AS SHOWN ABOVE
U.C.C. FILE NUMBER OR
CORRESPONDENCE

BOOK 290 PAGE 203