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This deed was prepared by
John P. Scott, Jr., of Balch, Bingham, Baker, Hawthorne, Williams & Ward
600 North 18th Street, Birmingham, Alabama 35203

STATE OF ALABAMA)

QUITCLAIM DEED

SHELBY COUNTY)

KNOW ALL MEN BY THESE PRESENTS, That in consideration of the
sum of Ten Dollars (\$10.00) and other good and valuable consideration in
hand paid by THE HARBERT-EQUITABLE JOINT VENTURE, under Joint Venture
Agreement dated January 30, 1974 (hereinafter referred to as "GRANTEES"),
to the undersigned BILL L. HARBERT and EDWIN M. DIXON, as Trustees under
a certain Declaration of Trust dated September 18, 1968, and filed for
record in the Office of the Judge of Probate of Shelby County, Alabama,
in Deed Book 265, Page 447, and in the Office of the Judge of Probate of
Jefferson County, Alabama, in Real Volume 676, Page 427, and in the
Office of the Judge of Probate of Jefferson County, Alabama, Bessemer
Division, in Real Volume 144, Page 761 (hereinafter referred to as
"GRANTORS"), the receipt of which is hereby acknowledged, the said
GRANTORS do by these presents hereby remise, release, quitclaim, grant
sell and convey unto the said GRANTEES all GRANTORS' right, title, in-
terest and claim in or to the real estate situated in Shelby County,
Alabama, described on Exhibit A attached hereto and incorporated herein.

TO HAVE AND TO HOLD forever.

IN WITNESS WHEREOF, BILL L. HARBERT and EDWIN M. DIXON, as
Trustees under said Declaration of Trust dated September 18, 1968, have
hereunto set their hands and seals, on this 24 day of February, 1976.



Bill L. Harbert, as Joint Trustee
under a certain Declaration of Trust
dated September 18, 1968



Edwin M. Dixon, as Joint Trustee
under a certain Declaration of Trust
dated September 18, 1968



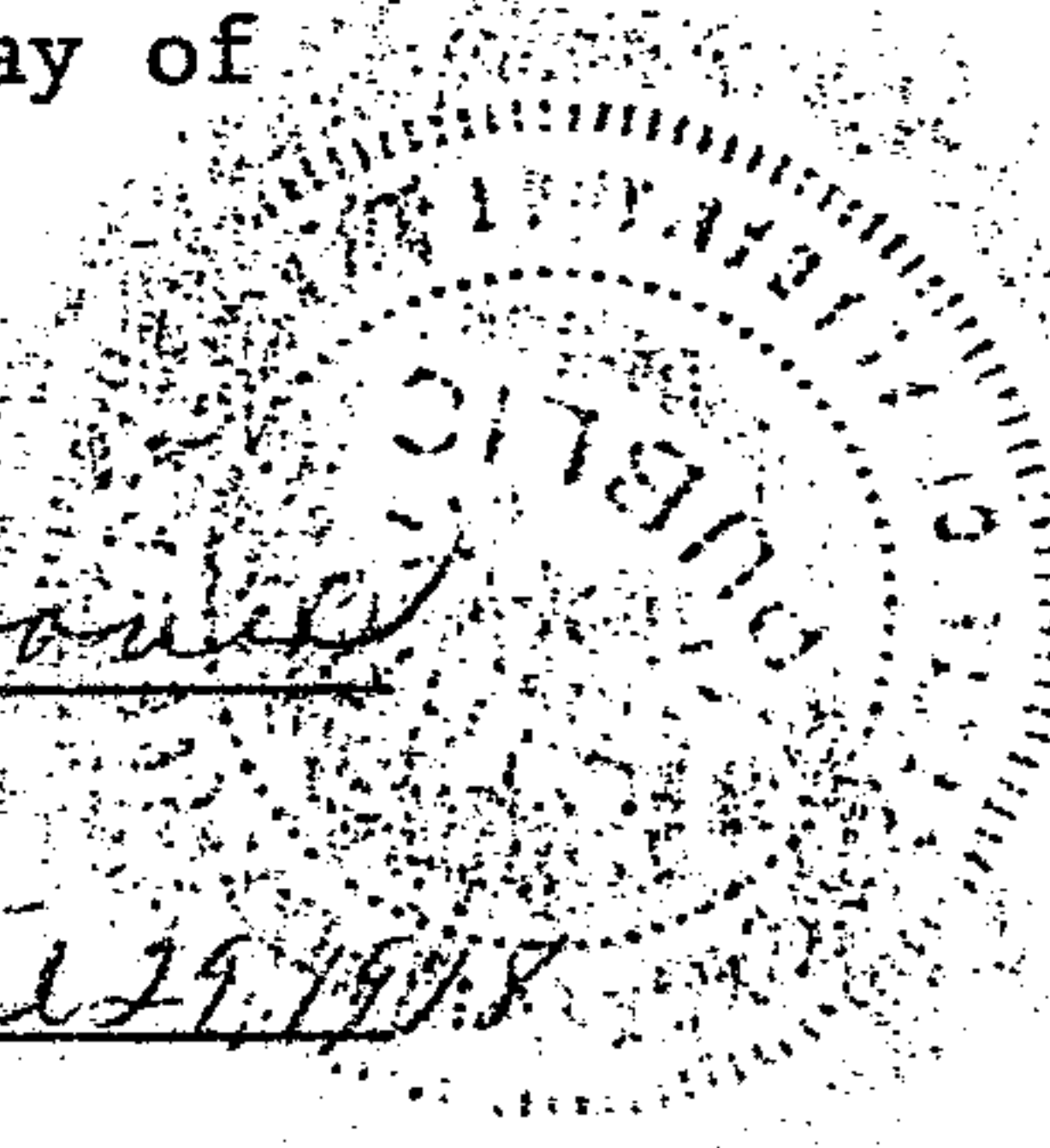
19760303000018170 1/3 \$.00
Shelby Cnty Judge of Probate, AL
03/03/1976 12:00:00 AM FILED/CERT

STATE OF ALABAMA)

COUNTY OF)

I, the undersigned Notary Public in and for said County, in said State, hereby certify that BILL L. HARBERT and EDWIN M. DIXON, whose names as Joint Trustees under a certain Declaration of Trust dated September 18, 1968, 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, each, in his capacity as such Trustee, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this the 24 day of February, 1976.


Evangeline H. Hooper
Notary Public

My Commission expires: April 29, 1978


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Shelby Cnty Judge of Probate, AL
03/03/1976 12:00:00 AM FILED/CERT

BOOK 237 PAGE 368

EXHIBIT A

The Thompson Seam of coal in part of Sec 26 and 35 T 19, R 3 W, briefly described as: Bounded E by Down fault running NW & SE in SE 1/4 of SE 1/4 Sec 26 and in NE 1/4 of NE 1/4 Sec 35 bounded on S by vertical fault running NW & SW thru NE 1/4 of NE 1/4, NW 1/4 of NE 1/4, SW 1/4 of NE 1/4 & possibly thru SE 1/4 of NW 1/4 all Sec 35 bounded W & NW by outcrop said Thompson seam running in a general NE & SW direction thru parts SW 1/4 of SE 1/4 Sec 26 & thru NW 1/4 of NE 1/4, NE 1/4 & SE 1/4 of NW 1/4 Sec 35 (last known owner P. E. Murphy or Paramount Coal Co.) The coke or Black Shale seam of coal located upon the following described land in Sec 34 & 35 T 19 R 3 W in Shelby County, Ala. That part of NE 1/4 of SE 1/4 lying E of Cahaba River; SE 1/4 of SE 1/4; SE diagonal 1/2 of SW 1/4 of SE 1/4 lying S Cahaba River in Sec 34; NE 1/4 of NW 1/4; SE 1/4 of NW 1/4; SW 1/4 of NW 1/4 SW diag. 1/2 NW 1/4 of NE 1/4; SW diag 1/2 SE 1/4 of NE 1/4; NE 1/4 of SW 1/4; NW 1/4 of SW 1/4; SE 1/4 of SW 1/4; SW 1/4 of SW 1/4; W 1/2 of SE 1/4; NE 1/4 SE 1/4 all Sec 35 (last known owner Davant, Stephenson, and West to Paramount Coal Co.).



19760303000018170 3/3 \$.00
Shelby Cnty Judge of Probate, AL
03/03/1976 12:00:00 AM FILED/CERT

JUDGE OF PROBATE

Conrad M. Johnson

Need fee. 50

1976 MAR -3 AM 10:02

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

BOOK 237 PAGE 309

550

~~STATE OF ALA. SHELBY CO.~~
~~I CERTIFY THIS INSTRUMENT~~
~~WAS FILED ON~~

VOID
~~FILED 3-3-76~~

~~RECORDED & PAYMENT TAX~~
~~HAS BEEN MADE~~
~~ON THIS INSTRUMENT~~

John M. ...
JUDGE OF PROBATE