

STATE OF ALABAMA)

JEFFERSON COUNTY)

19770927000102050 1/2 \$.00
Shelby Cnty Judge of Probate, AL
09/27/1977 12:00:00 AM FILED/CERT

Personally appeared before me, the undersigned authority in and for said County, in said State, H. L. BADHAM, JR., known to me and who, after being first duly sworn, deposes and says as follows:

I was President of Bessemer Coal, Iron and Land Company from 1924 to 1973, and am presently Chairman of the Board of said Company, and have personal knowledge of the facts stated herein.

That in the Company's records appears the original lease dated December 30, 1915, between the Company and C. C. Bowman of Pittston, Pennsylvania, by and under which the coal seams located in lands in Shelby County, Alabama, to wit:

NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 4; South Half of SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 9; West Half of NW $\frac{1}{4}$, NE $\frac{1}{4}$ of NW $\frac{1}{4}$, and SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 10, all in Township 22, Range 4 West;

and in Bibb County, Alabama, to wit:

NE Half; East Half of NW $\frac{1}{4}$; SW $\frac{1}{4}$ of NW $\frac{1}{4}$; East Half of SW $\frac{1}{4}$, and West Half of SE $\frac{1}{4}$ of Section 8, all in Township 22, Range 4 West,

were leased to the said C. C. Bowman from, to wit, January 1, 1916 to January 1, 1936. That in the Company's records also appears an assignment of said lease by C. C. Bowman to Roden Coal Company, an Alabama corporation, dated January 8, 1916, and an instrument surrendering and cancelling said lease by Roden Coal Company dated December 4, 1916, a copy of which is hereto attached and made a part hereof.

Affiant further says that according to the records of Bessemer Coal, Iron and Land Company, no rental as provided in said lease was ever paid by the said C. C. Bowman nor Roden Coal Company.

H. L. Badham, Jr.
H. L. Badham, Jr.

Sworn to and subscribed before me
this 8th day of September 1977.

Notary Public

This instrument was prepared by W. Gerald Stone,
Stone, Patton & Kierce, Bessemer, Alabama

BESSEMER COAL, IRON & LAND CO.

BOX 7800

BIRMINGHAM, ALABAMA 35222

BOOK 21 PAGE 876

B. F. ROWAN, President

C. C. BOWMAN, Vice-Pres.

E. C. KELLAM, Secy & Treas.

RODEN COAL COMPANY



BOOK 106 PAGE 137

RED ASH - FREE BURNING - NO CLINKER

WESTERN UNION TELEGRAPH
LONG DISTANCE TELEPHONE

OFFICE OF PRESIDENT

MINES AND GENERAL OFFICE

MARVEL, ALABAMA, December 4th, 1916.

Bessemer Coal, Iron & Land Co.,
Birmingham, Alabama.



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Gentlemen:-

"ALL ORDERS, CONTRACTS AND AGREEMENTS ARE CONTINGENT UPON STRIKES, ACCIDENTS, CAR SUPPLY AND ALL OTHER DELAYS UNAVOIDABLE OR BEYOND OUR CONTROL. FREIGHT RATES ARE QUOTED FOR INFORMATION ONLY AND NOT GUARANTEED. SOUTHERN WEIGHING & INSPECTION BUREAU WEIGHTS AT MINES TO GOVERN ALL SETTLEMENTS."

This is to advise that, pursuant to terms of lease made between you and C. C. Bowman and assigned to us by C. C. Bowman, dated December 30, 1915, we hereby give notice of surrender and cancellation of said lease.

Please acknowledge receipt, and oblige,

Yours very truly,

RODEN COAL COMPANY,

[Signature]
President.

BFR-HS

Copy to-

C. C. Bowman, Pittston, Pa.

American Trust & Savings Co., Trustee, Birmingham, Ala.

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

1977 SEP 27 AM 9:08

Thomas A. Snowdon, Jr.
JUDGE OF PROBATE

Rec. 3.00

Index 1.00

4.00

FILED IN PROBATE OFFICE
SHELBY COUNTY, ALA.

77 SEP -9 AM 10:01

GEORGE ALLEN DESMOND
JUDGE

Deed Book 106
Page 136