State Highway Department of Alabama Bureau of Construction Divison of Materials

#32/

MATERIALS OPTION

STATE OF ALABAMA
COUNTY OF SHELBY

OPTION TO PURCHASE

Gravel (*)
Topsoil ()
Sandclay()
Stone ()

Chert (Sand (Earth (

Know all men by these presents that and in consideration of one dollar (\$1.00) in hand paid to us, receipt of which is hereby acknowledged, owner of mineral and surface rights of a certain tract of land hereinafter described, do hereby grant unto the State of Alabama acting through the State Highway Department or its agents or contractor, the right to remove such quantities of gravel as desired for use in the construction of Road Project Montevallo-Siluria from a certain portion of our land, hereinafter described, together with the use of whatever lands are necessary for convenient temporary right of way between this tract of land and the Project for the duration of this instrument: said tract being approximately described as follows:

Field southwest of our home located in the SW_{+}^{1} of SW_{+}^{1} Section 14, township 21 S, R 3 W.

on which land the definite location of the Gravel to be removed has been designated to me; under the following conditions, to-wit: Payment for the gravel removed from the above described land shall be at the rate of 5¢ per cubic yard by loose volume as measured in truck beds at the place of dumping, the record of yardage for payment to us to be the same as made by the State for payment to its hauling contractors or agents and that payment shall be made to by the State Highway Department or its contractors or agents, within 60 days after the expiration of each calendar month in which this gravel was removed, and it is hereby agreed that no payment shall be made to us for any stripping or material necessarily removed in securing suitable gravel or in maintaining a temporary haul road, but that the State Highway Department or its contractors or agents, will remove without charge any or all such stipping or material to any spot on my land designated by me, within three hundred (300) feet off the place of excavation, and that the above payment will compensate me in full for any damage to our land incurred in the removal and disposal of these materials.

This option to purchase the right to remove materials in accordance with the terms of this instrument shall be binding upon us our heirs, assigns, or administrators from the date of its execution to Termination of Project right to give this option and to sell the said gravel that we (am) (are) are the sole owner of the land (pit) from which the said gravel is to be taken and that the said land (pit) is free and clear of all liens, mortgages, encumbrances, and/ or reservations.

In witness whereof, we have hereunto set our hand and seal this 29 day of January, 1948.

Witness:
Harold Lewis

W. M. Cost

H.E. Cost

R.P. Cost

C.A. Cost

Mary E. Cost

ACKNOWLEDGMENT FOR INDIVIDUAL

STATE OF ALABAMA,

SHELBY COUNTY

I, R.L. Roy, a Justice of the Peace in and for said County, in said State, hereby certify that W.M. H.E. and R.P. Cost whose names are signed to the foregooing con eyance, and who are known to me, acknowledged before me on this day that, being informed of the contents of this conveyance, did executed the same voluntarily on the day the same bears date.

Given under my hand this 29 day of January, A.D. 1948.

R.L. Roy

Justice of the Peace

NOTARIAL SEAL

ACKNOWLEDGMENT FOR WIFE

STATE OF ALABAMA

SHELBY COUNTY

I, R.L. Roy, a Justice of the Peace in and for said State and County, do hereby certify that on the 29 day of January, 1948 came before me the within named C.A. Cost, Mary E. Cost, known to me to be the sisters of W.M. H.E. and R.P. Cost, who being examined separate and apart from her husband, touching her signature to the wit in conveyance, acknowledged that she signed the same of her own free will and accord and without fear, constraint or threats on the part of the husband.

In witness whereof, I hereunto set my hand this the 29 day of January, 1948.

R.L. Roy

Justice of the Peace (SEAL)

Filed in the office of the Probate Judge the 27th day of Mpril, 1948 at/3 o'clock P.M. and recorded in the Deed Record 133 on page 594 on this the 10th day of May, 1948.

L.C. Walker,

NO TAX DUE ON THIS INSTRUMENT

Judge of Probate