

STATE HIGHWAY DEPARTMENT OF ALABAMA
BUREAU OF CONSTRUCTION
DIVISION OF MATERIALS

16 30

MATERIALS OPTION

STATE OF ALABAMA

COUNTY OF SHELBY

OPTION TO PURCHASE

Gravel	()	Chert	(*)
Topsoil	()	Sand	()
Sandclay	()	Earth	()
Stone	()		

Know all men by these presents that and in consideration of one dollar (\$1.00) in hand paid to ~~*** it~~, receipt of which is hereby acknowledged, AIA BAMA MINERAL LAND COMPANY, 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 Shelby Highway Department, or its agents or contractor, the right to remove such quantities of chert as desired for use in the construction of Road Project SACP 4389-A and County Maintenance a certain portion of it's land, hereinafter described, together with the use of whatever lands are necessary for a 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:

Left and right of centerline of Project SACP 4389-A in the SE $\frac{1}{4}$ of SW $\frac{1}{4}$,
Section 19, Township 20 South, Range 1 East.

on which land the definite location of the chert to be removed has been designated to me; under the following conditions, to wit: Payment for the chert removed from the above described land shall be at the rate of three (3¢) cents per cubic yard by loose volume as measured in truck beds at the place of dumping, the record of yardage for payment to it to be the same as made by the State for payment to its hauling contractors or agents and that payment shall be made to it by the Shelby Highway Department or its contractors or agents, within 60 days after the expiration of each calendar month in which this chert was removed, and it is hereby agreed that no payment shall be made to it for any stripping or material necessarily removed in securing suitable chert or in maintaining a temporary haul road, ~~but not for the State Highway Department or its contractors or agents~~ ~~stripping or material to any spot on my land designated by me, which shall be paid for by the State Highway Department or its contractors or agents~~ ~~the place of excavation~~, and that the above payment will compensate me in full for any damage to it's 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 it, heirs, assigns, or administrators from the date of its execution to August 1, 1966.

, further state that it has the right to give this option and to sell the said chert that it (~~is~~) (~~is~~) is the sole owner of the land (pit) from which the said chert 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, _____ have hereunto set _____ hand and seal this _____ day of _____, 19 ____.

WITNESSES:

FILED

8

AUGUST

1960

ALABAMA MINERAL LAND CO.

(LS)

(LS)

If property is a homestead, separate acknowledgments on reverse side must be taken and wife must make acknowledgment before notary public.

STATE OF ALABAMA, SHELBY COUNTY

I, Conrad M. Fowler, Judge of Probate, hereby certify that the within Option was filed for record in this office on the 8 day of Aug 1960 at 2 M. o'clock, and recorded in Book 210 Page 397

BOOK 210 PAGE 397