

THIS INSTRUMENT WAS PREPARED BY:
Diana J. Bearden
901 Main Street, Suite 4400
Dallas, Texas 75202



20141203000379490 1/4 \$23.00
Shelby Cnty Judge of Probate, AL
12/03/2014 09:11:09 AM FILED/CERT

STATE OF ALABAMA)

COUNTY OF SHELBY)

TERMINATION OF MEMORANDUM OF GROUND LEASE

This Termination of Memorandum of Ground Lease (the “**Termination**”) is made by and between **Sherman Industries LLC**, a Delaware limited liability company, successor in interest to **Sherman Industries, Inc.**, an Alabama corporation (“**Lessor**”) and **Hanson Pipe & Precast LLC**, a Delaware limited liability company, successor in interest to **Hanson Pipe & Products Southeast, Inc.**, a Florida corporation (“**Lessee**”) as of September 1, 2014.

RECITALS:

Lessor and Lessee entered into a Ground Lease dated as of June 17th, 2005 (the “**Lease**”) pursuant to which Lessee leased from Lessor the land in Shelby County, Alabama described on **Exhibit A** attached hereto and made a part hereof (the “**Land**”). Lessor and Lessee executed and recorded a Memorandum of Lease (the “**Memorandum**”) dated June 17, 2005 for the purpose of giving public notice of the existence of the Lease and its contents, which Memorandum was recorded under File No. 200506230003 in the Judge of Probate Records of Shelby County, Alabama.

WHEREAS, Lessor and Lessee have agreed to terminate the Lease and Lessor and Lessee desire to release the Memorandum of record: and

NOW, THEREFORE, for and in consideration of the premises and for other good and valuable consideration, all as more particularly set forth in the Lease, Lessor and Lessee do hereby state and agree as follows:

1. **Term.** Lessor and Lessee acknowledge that the Lease is terminated effective as of the date hereof.
2. **Option.** Lessee has exercised Lessee’s option granted in the Lease to purchase the Land.
3. **Release.** Lessor and Lessee hereby release the Memorandum of record.
4. **Conveyance of Land.** Pursuant to Lessee’s exercise of the option granted in the Lease, Lessor is conveying the Land to Lessee contemporaneously herewith.
5. **Counterparts.** This Termination may be executed in multiple counterparts, each of which shall be an original and which taken together, shall constitute one Termination.

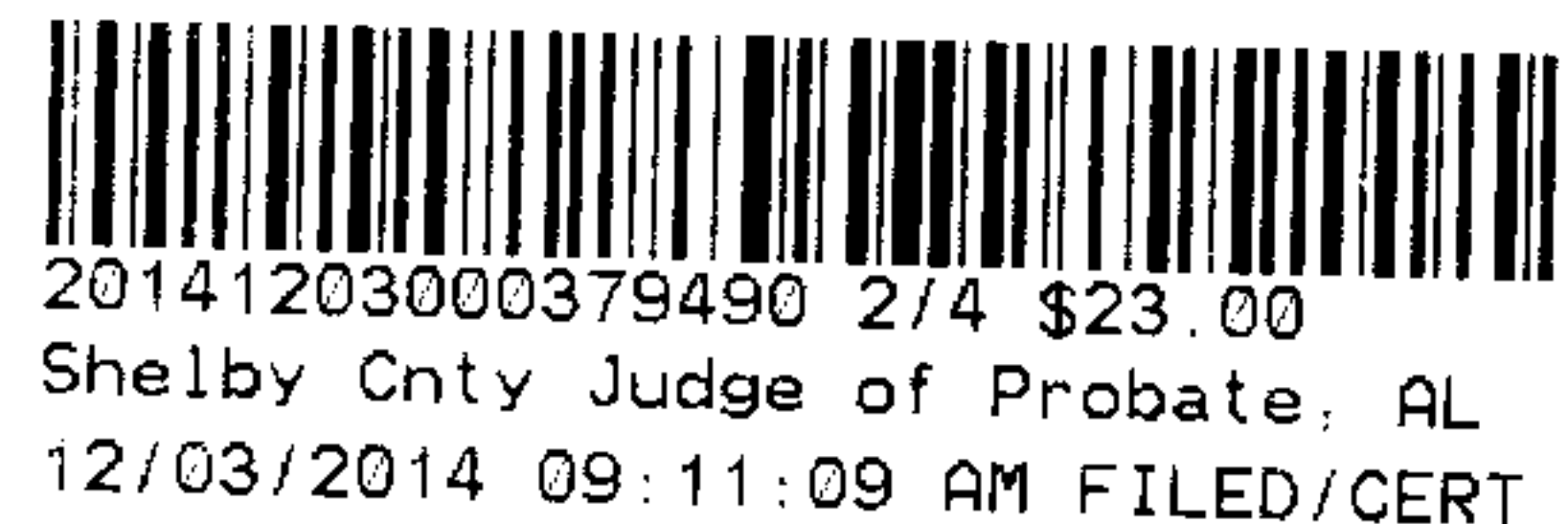
IN WITNESS WHEREOF, the parties hereto have caused this Termination to be executed as of the day and year first above written.

LESSOR:

SHERMAN INDUSTRIES LLC, a Delaware limited liability company, successor in interest to **Sherman Industries, Inc.**

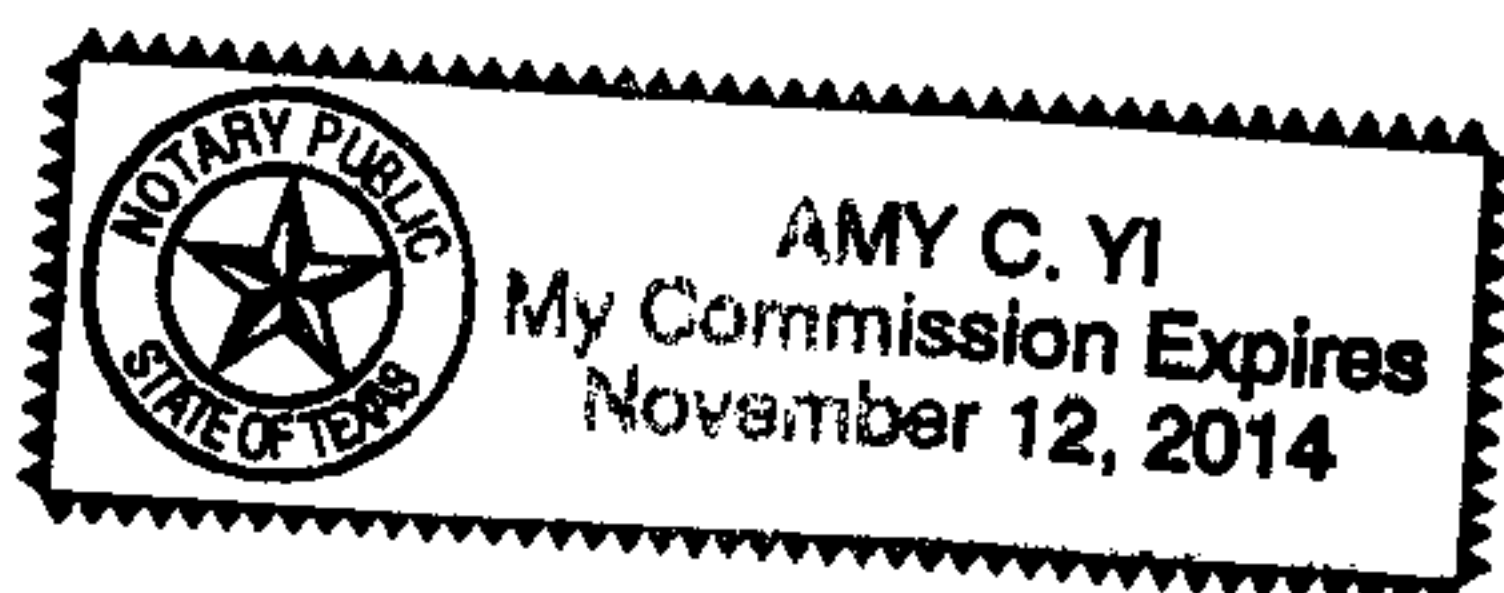
By: [Signature]
Name: Michael H. Hyer
Title: Vice President

STATE OF Texas)
COUNTY OF Dallas)



I, the undersigned, A Notary Public in and for said county in said state, hereby certify that Michael H. Hyer whose name as Vice President of **Sherman Industries LLC**, a Delaware limited liability company, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the foregoing instrument, s/he, in her/his capacity as such officer and with full authority, executed the same voluntarily for and as the act of said company.

Given under my hand and seal this the 5th day of September, 2014.

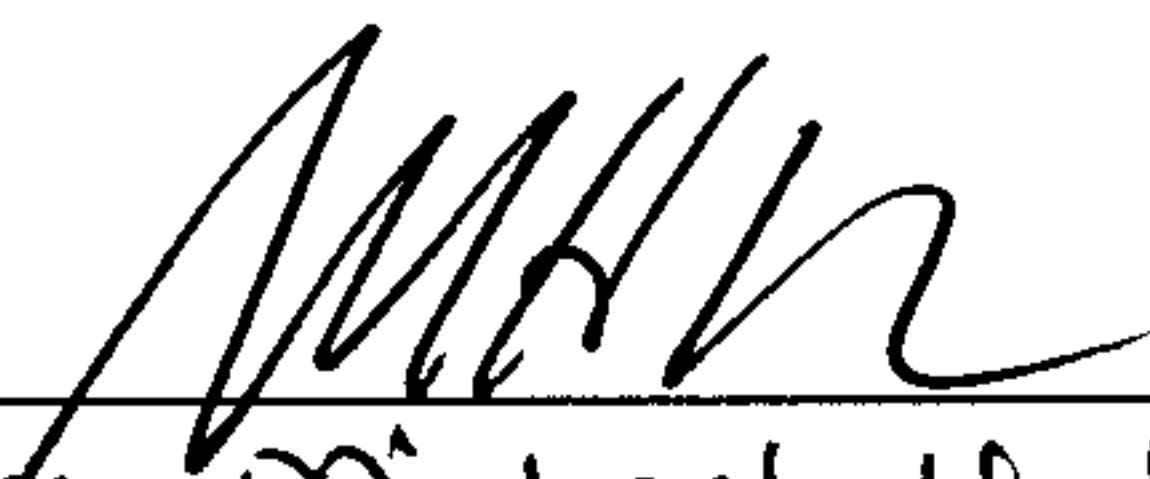


[NOTARIAL SEAL]

[Signature]
Notary Public
My Commission expires: November 12, 2014

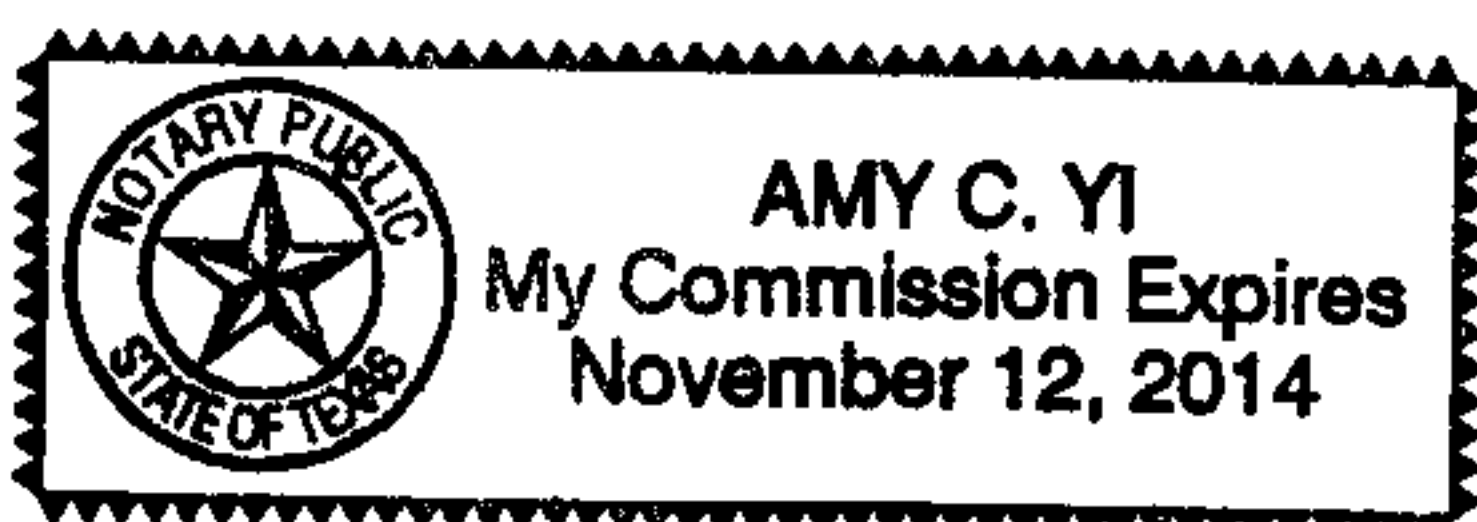
LESSEE:

HANSON PIPE & PRECAST LLC, a Delaware limited liability company, successor in interest to **Hanson Pipe & Products Southeast, Inc.**


By: 
Name: Michael H. Hyer
Title: Vice President

I, the undersigned, a Notary Public in and for said county in said state, hereby certify that Michael H. Hyer, whose name as Vice President of **Hanson Pipe & Precast LLC** a Delaware limited liability company, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the foregoing instrument, s/he, in her/his capacity as such officer and with full authority, executed the same voluntarily for and as the act of said company.

Given under my hand and seal this the 5th day of September, 2014.



[NOTARIAL SEAL]


Notary Public
My Commission expires: November 12, 2014



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EXHIBIT A

Description of Land

Lot 1 according to the map or plat of Sherman Industries, Inc. Subdivision at Pelham Industrial Park as recorded in Map Book 35 at Page 38 in the office of the Judge of Probate of Shelby County, Alabama.



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