

ALABAMA DEPARTMENT OF TRANSPORTATION
BUREAU OF MATERIALS AND TESTS

MATERIALS OPTION

State of Alabama)
)
County of _____) THIS IS AN EXCLUSIVE OPTION TO
 PURCHASE ROAD BUILDING MATERIAL

Know all men by these presents that in consideration of one dollar (\$1.00) in hand paid to me, us, receipt of which is hereby acknowledged _____

_____, owner of mineral and surfacing right of a certain tract of land hereinafter described, do hereby grant unto the State of Alabama acting through the Alabama Department of Transportation, or its agents or contractor, the exclusive right to remove all of the road building material including Topsoil, Soil Aggregate, Granular Soil, Stone, Sand Gravel, Chert, Earth, etc. located on my, our, lands as hereinafter described for use in the construction of Road Projects _____

Said material to be removed from a certain portion of my, our, land hereinafter described, together with the use of whatever lands are necessary for a convenient temporary right-of-way between this tract and the Projects for the duration of this instrument: Said tract being approximately described as follows:

on which land the definite location of the road building material to be removed has been designated to me, us; Under the following conditions, to-wit: Payment for the road building materials removed from the above described land shall be at the rate of _____ per cubic yard. Records of material for payment to me, us, will be calculated by cross section measurements as recorded by the Alabama Department of Transportation. I, We, will be notified by the Transportation Department each month the amount of material that is removed and payment will be made to me, us, for any stripping of material necessarily removed in securing suitable materials or in maintaining a temporary haul road, but that the Alabama Department of Transportation or its contractors or agents, will remove without charge any or all such stripping or material to any spot on my, our, land designated by me, us, in full for any damage to my, our, land incurred in the removal and disposal of these materials. _____

This option is to purchase the right to remove materials in accordance with the terms of this instrument and shall be binding upon me, us, my, our, heirs, assigns, or administrators from the date of its execution to _____

I, We, the undersigned, further state that I, we, have the right to give this option and to sell the said road building materials, that I, we, am, are, the sole owner(s) of the land from which the said material is to be taken and that said land (source) is free and clear of all liens, mortgages, encumbrances, and/or reservations.

In witness whereof, I, _____
Have hereunto set my, our, hand and seal this the _____ day of _____ 20 ____ .

WITNESSES:

_____ (LS)

_____ (LS)