

Form E-53
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WYOMING STATE HIGHWAY DEPARTMENT
AGREEMENT

Pape Pit

FILE NO.

20423

RECORDED	Aug. 14 1968 4:00 P.M.	PROJECT NO.	SCP 5999
IN BOOK 25 Miscellaneous	PAGE 209	COUNTY	Sublette
FEES \$3.00	COUNTY CLERK	NAME OF ROAD	Daniel Junction-North
SUBLETTE COUNTY, PINEDALE, WYOMING			

THIS AGREEMENT, made and entered into this 25th day of July, 1968, by and, between Lester and Mary Pape of Pinedale, Wyoming hereinafter designated as the first party, and Wyoming State Highway Department, hereinafter designated as the second party,

WITNESSETH:

WHEREAS, the first party is the owner of the W $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 3, T34N, R11W., 6th P.M., Wyoming which land is, by the second party, believed to contain stone, gravel, sand or soil of a quantity and quality desirable for use by the second party in construction and maintenance of highway projects; and,

WHEREAS, the second party is desirous of obtaining the right to go upon said land to dig, drill, extract, search, explore and otherwise test said material for highway purposes; second party is also desirous of obtaining the right to go upon said land and to take therefrom said stone, sand, gravel or soil for the purpose herein stated; and,

WHEREAS, the first party is agreeable to granting to second party the exclusive right and privilege to enter upon said land for the hereinabove stated purposes.

IT IS FURTHER AGREED that if satisfactory and acceptable material is located on the first party's land, said first party does hereby sell to said second party all of the sand, stone, gravel or soil which said second party may remove from said parcel of land from the date hereof until the date of December 31, 1970

 , 19 , at the price of 3 $\frac{1}{2}$ cents per ton, or cents per cu. yd., giving and granting to said party the right to enter upon said parcel of land for the removal of said material and to erect or construct thereon such machinery and equipment as in the judgment of the second party is necessary and proper to extract and remove from the said land the material herein purchased, the number of tons or cubic yards to be determined according to methods prescribed in the Standard Specifications (current edition) adopted by the State Highway Commission and the further right to enter upon said parcel of land to remove any such equipment, machinery, or structures placed thereon by the second party.

THIS AGREEMENT, is for removal of material for use on highway projects and maintenance only and removal by any other persons including the Highway Department's contractor or contractors for any purpose other than as herein provided, shall be under a separate agreement with the first party and only with written approval of the second party.

IT IS FURTHER AGREED by and between the parties hereto, that the second party shall have the right to haul material taken from said parcel of land, across any land owned by the first party, on routes mutually agreeable to the parties hereto.