**REQUEST FOR EMINENT DOMAIN PROCEEDINGS**

**ROWAPS Revision Date, if any - brief description of revision**

Month & Year Parcel Placed on MO:

|  |  |
| --- | --- |
| County:       Highway No.:      Project Limits:       | District:      Parcel ID:       ROW CSJ:       |

**I. Nature of Taking:**

A. Property Interest(s) to be Acquired: (e.g., fee title, easement, temporary easement, etc.):

 B. Extent of Taking: [ ]  Partial [ ]  Whole

 C. If the taking is partial, is there any denial of access to the remainder property?

 [ ]  Yes [ ]  No

D. If there is a denial of access, is the denial partial or total?

 [ ] Partial [ ]  Total

E. Type of Location:

[ ]  Follows Existing Facility, whether highway, road, street or other public way.

[ ]  New Location (no pre-existing access at location of any proposed access denial on/off the parcel; it is possible for a parcel to be, in part, existing location and, in part, new location).

 Note: Field notes must clearly address any restriction on access, or an access addendum clarifying such

 restriction must be prepared and attached to the field notes.

 Is this on a toll road?

 [ ]  Yes [ ]  No

**II.** **Holders of Property Interests *to be Joined* as Parties, along with each party’s attorney, if any:**

A. Fee Owners:

B. Adverse Claimants:

C. Easement Holders:

D. Lienholders:

E. Lessees and Tenants:

F. Owners of Minerals, Mineral Leases, etc.:

**III. Holders of Property Interests *Not to be Joined* as Parties** **(List any entity in the title commitment that has not been joined and the reason[s] why not joined):**

|  |  |
| --- | --- |
| Entity: | Reason: |
|       |       |
|       |       |
|       |       |
|       |       |
|       |       |
|       |       |
|       |       |

**IV.** **Taxing Agencies (Whole Taking Only):**

A. Agencies Claiming Delinquent Taxes:

B. Agencies Authorized to Collect Ad Valorem Taxes:

**V.** **Special Clauses Exhibit addressing Bisected Improvements should be included with the field note property description, in addition to any necessary Access Denial addendum:**

A. Bisected Improvement(s):

Category I [ ]  Category II [ ]  None Involved [ ]

B. Property Rights to be Retained by Owner:

None Involved [ ]  Listed Below [ ]

**VI.** **Timing of Proceedings (Month and Year):**

 A. Proposed Letting Date Affecting the Subject Parcel:

 B. Date Possession of Subject Parcel is Needed:

 C. Has Possession and Use Agreement (PUA) been signed?

 [ ]  Yes [ ]  No

 D. If signed, is there any additional language included in the PUA that is different from the original form?

 [ ] Yes [ ] No

 E. Date PUA Payment tendered:

**VII.** **Appraisals:**

 A. Original Appraiser(s) and Value(s):

|  |  |
| --- | --- |
| 1. Name:
 | Value:       |
| 1. Name:
 | Value:       |
| 1. Name:
 | Value:       |

 B. Approved Value: $

 C. Recommended Appraisal Witness(es):

|  |  |
| --- | --- |
| 1. Name:
 | Value:       |
| 1. Name:
 | Value:       |

D. Special Comments on Witness(es), if any:

**VIII. Environmental:**

 Are there any known underground storage tanks or possible contaminants?

 [ ]  Yes [ ]  No

(If yes, explain.)

**IX.** **Attached Documents (See Form ROW-E-SubCheck Eminent Domain Package for the list of required PDF portfolio documents)**

**X.** **Remarks (Continue on attachment if necessary):**

**XI.** **Contacts for use by assigned AAG – including tel. number(s),email addresses, and physical addresses for all three contacts:**

 TxDOT Right of Way Project Manager:

 ROWAPS contract acquisition agent, if applicable:

 District Project Manager (for engineering and other non-ROW issues):