**RELEASE AND RELINQUISHMENT OF ACCESS RIGHTS TO HIGHWAY FACILITY**

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| --- | --- | --- |
| **STATE OF TEXAS** | **§** | **ROW CSJ:** |
|  | **§** |  |
| **COUNTY OF** | **§** |  |

**WHEREAS,** the Texas Transportation Commission has been authorized under the Texas Transportation Code to purchase land and such other property rights (including requesting that counties and municipalities acquire highway right of way) deemed necessary and convenient to a state highway or turnpike project to be constructed, reconstructed, maintained, widened, straightened, or extended, or to accomplish any other purpose related to the location, construction, improvement, maintenance, beautification, preservation, or operation of a state highway or turnpike project, and including the acquisition of such other property rights deemed necessary for the purposes of operating a designated state highway or turnpike project, with control of access as necessary to facilitate the flow of traffic and promote the public safety and welfare on both non-controlled access facilities, as well as facilitating the construction, maintenance and operation of designated controlled access highways and turnpike projects; and

**WHEREAS,** the undersigned are the owners of all that certain tract, piece and parcel of land known and described in Exhibit "A" which is attached hereto and incorporated herein for any and all purposes; and

**WHEREAS,** said land which is described in said Exhibit "A" being adjacent to and abutting upon the       side(s) of an existing public way known and designated as      Highway      ; and

**WHEREAS,** it has been deemed necessary by the Texas Transportation Commission to secure a release and relinquishment of all or a portion of the owners' abutter's rights of ingress and egress and the right of direct access to and from the said tract described in said Exhibit "A" to said Highway;

**NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS:**

That,       of the County of      , State of Texas, hereinafter referred to as **Owners**, whether one or more, for and in consideration of the sum of       Dollars ($      ) and other good and valuable consideration in hand paid by the State of Texas, acting herein by and through the Texas Transportation Commission, the receipt of which is hereby acknowledged, have waived, released and relinquished and by these presents do waive, release and relinquish forever unto the State of Texas all of **Owners’** abutter's rights which have accrued or might otherwise accrue to **Owners**, their heirs, successors and assigns, including rights of ingress and egress and the right of direct access to and from the said tract of land which is described in said Exhibit "A" to said Highway along the right of way line(s) of said highway between those points, as more specifically described in Exhibit "B" attached hereto and incorporated herein for any and all purposes.

**IN WITNESS WHEREOF,** this instrument is executed on this the       day of      ,      .

**Acknowledgement**

State of Texas

County of

This instrument was acknowledged before me on

by .

Notary Public's Signature

**Corporate Acknowledgment**

State of Texas

County of

This instrument was acknowledged before me on by

,

of ,

a corporation, on behalf of said corporation.

Notary Public's Signature

# EXHIBIT “A”

[Note to Region Personnel: Read this, and then replace this text block with appropriate data. This would be either a specific or general description of the adjoining landowners property, possibly the remainder from the original highway parcel acquisition. If a complete legal description is not available, it may be possible to describe the property from the original whole property deed recording reference, less, save and except, that property conveyed to the State of Texas as Parcel No. X, in that Deed that is of record in Volume X, Page X of the Deed Records of X County, Texas.]