**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):