

**RESOLUTION NO. 2021-04**

A RESOLUTION DETERMINING THE NECESSITY FOR ACQUISITION OF CERTAIN FEE SIMPLE RIGHT OF WAY AND EASEMENT PARCELS NEEDED FOR THE TITUS COUNTY/TxDOT FM 1735 PROJECT, AUTHORIZING AND DIRECTING THE COMMISSIONERS' COURT OR THEIR DESIGNEE TO NEGOTIATE FOR THE ACQUISITION OF SAID RIGHT OF WAY PARCELS AND EASEMENTS; AUTHORIZING EMINENT DOMAIN ACTION SHOULD NEGOTIATIONS FAIL; AND RATIFYING AND CONFIRMING ALL PREVIOUS ACTIONS TAKEN BY STAFF TO ACQUIRE SAID PROPERTIES

**WHEREAS**, the Commissioners' Court has determined that the Titus County/TxDOT FM 1735 Project is needed; and

**WHEREAS**, in connection with the Titus County/TxDOT FM 1735 Project, the Commissioners' Court will be negotiating for the purchase of certain needed fee simple right of way and easement parcels with the owners thereof; and

**WHEREAS**, the Commissioners' Court desires to confirm the public necessity for the acquisition of all those certain specific fee simple right of way and easement parcels needed for this project;

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS' COURT OF TITUS COUNTY, TEXAS:**

**SECTION 1.** That it is hereby determined to be in the best interests of Titus County, Texas and its inhabitants to acquire the fee simple right of way and easement parcels described in field notes and parcel plats marked Exhibit "A": attached hereto and made a part hereof.

**SECTION 2.** That the Commissioners' Court is hereby authorized and directed to negotiate for and acquire the required parcels from the respective property owners.

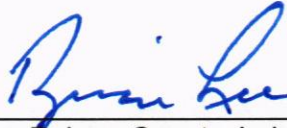
**SECTION 3.** That the Commissioners' Court is hereby authorized as negotiators for the County to offer to property owners amounts on the values of the properties as determined by appraisals of the same or such recommended additional amounts, subject to County approval.

**SECTION 4.** That if negotiations for the purchase of the properties referred to herein are unsuccessful, the Commissioners' Court may proceed with condemnation action to acquire said properties and all previous actions taken by the Court to acquire the needed parcels is hereby ratified and confirmed.

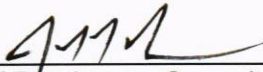
**SECTION 5.** That the Titus County Commissioners' Court hereby authorizes and directs H.W. Lochner, Inc. as negotiators for Titus County to offer to property owners amounts based on the values of the properties as determined by appraisals of the same or such recommended amounts, subject to Titus County approval.

**SECTION 6.** That this resolution shall become effective immediately upon its passage and approval.

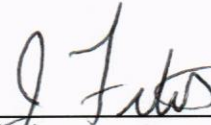
PASSED AND APPROVED THIS THE 12 DAY OF April, 2021.



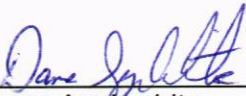
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Brian P. Lee, County Judge



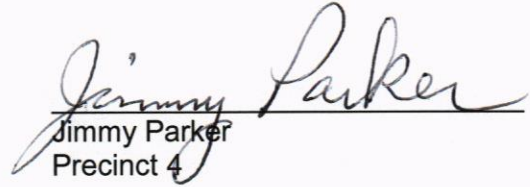
\_\_\_\_\_  
Jeff Parchman, Commissioner  
Precinct 1



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John Fitch  
Precinct 2



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Dana Applewhite  
Precinct 3



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Jimmy Parker  
Precinct 4



CERTIFICATE OF COUNTY CLERK

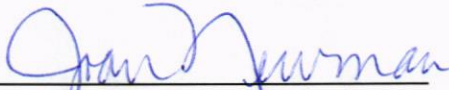
THE STATE OF TEXAS     §

COUNTY OF TITUS         §

I, Joan Newman, County Clerk of Titus County, Texas DO HEREBY CERTIFY as follows:

That the attached is a true and accurate copy of Titus County Resolution No 2021-04  
approved by the Commissioners' Court on 4-12-2021.

IN WITNESS WHEREOF, I have hereunto signed my name officially and affixed the seal  
of the County, this the 12<sup>th</sup> day of April, 2021.

  
Joan Newman, County Clerk  
Titus County

(Seal)

