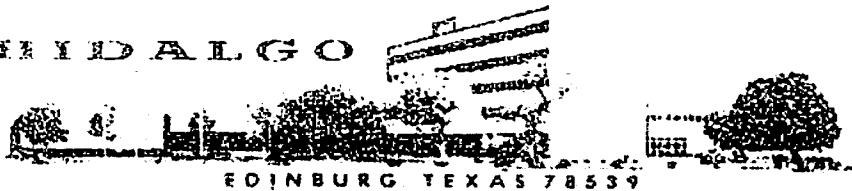


COUNTY HIDALGO



HIDALGO COUNTY AUDITOR'S OFFICE
 Hidalgo County Administration Building
 2802 South Highway 281
 Edinburg, Texas 78539-3587
 PHONE: (956) 318-2511
 FAX: (956) 318-2577
 WEBPAGE: <http://www.hidalgocountyauditor.org>
 E-MAIL: hidalgoauditors@countyofhidalgo.org

MAILING ADDRESS:
 HIDALGO COUNTY AUDITOR'S OFFICE
 P. O. BOX 689
 EDINBURG, TEXAS 78540-0689

OFFICE OF THE COUNTY AUDITOR

NOTICE OF DISCREPANCY AND/OR ADVISORY

DATE: 08/15/2008

TO : BENITO RODRIGUEZ

DEPT: ROW DEPT.

FROM: LUPITA GARZA/ACCOUNTS PAYABLE

PHONE: (956) 318-2511 EXT 4630

REFERENCE: PROJECT NORTH I ROAD P#14

THE FOLLOWING DOCUMENT (S), i.e. IS/ARE BEING RETURNED, BECAUSE OF THE REASON (S) INDICATED BELOW AND REQUIRES YOUR IMMEDIATE ATTENTION. CORRECTIVE ACTION IS NECESSARY IN ORDER FOR MY OFFICE TO PERFORM ITS DUTIES ACCORDING TO STATUTES, POLICIES, FEDERAL REGULATIONS, AND ACCOUNTING STANDARDS.

PAYMENT (S) OF CLAIMS RELATED TO THIS DOCUMENT (S) WILL BE MADE AS SOON AS POSSIBLE AFTER CORRECTIVE ACTIONS HAS BEEN TAKEN AND THE CORRECTED AND PROPER DOCUMENTATION HAS BEEN SUBMITTED/RESUBMITTED TO THE AUDITOR'S OFFICE WITH SUFFICIENT TIME FOR THE AUDITOR TO EXAMINE AND APPROVE BEFORE THE NEXT SCHEDULED MEETING OF THE HIDALGO COUNTY COMMISSIONERS COURT, AS PER LOCAL GOVERNMENT CODE 113.064

EXPENDITURE INCURRED BEFORE PURCHASE ORDER ISSUED - PLEASE FOLLOW PROPER CLAIMS PROCEDURES

PURCHASE ORDER NUMBER IS INCONSISTENT WITH INVOICE

AMOUNT BILLED DOES NOT MATCH THE PURCHASE ORDER AMOUNT

VENDOR ON PURCHASE ORDER DOES NOT MATCH INVOICE

INSUFFICIENT DOCUMENTATION TO PROCESS PAYMENT

SIGNATURE OR DATE NOT PRESENT

SYSTEM SHOWS INVOICE PAID

INSUFFICIENT FUNDING IN ACCOUNT _____ AVAILABLE _____

NEED APPROVAL OF: DEPARTMENT HEAD

NEEDS COMPLIANCE WITH PURCHASING POLICY/STATUTES/CONTRACTS (SEE COMMENTS):

NEEDS CORRECTION (S):

OTHER: SENDING ORIGINAL PAY-MEMO WITH BACKUP

COMMENTS/RECOMMENDATION: As previously discussed with Mr. Pena, adequate notice should be given to the Public on the actions taken by Commissioners' Court. Since adequate notice was not provided, please place item for approval on the next Commissioners' Court by providing a general description of the property to be acquired. This action is need in accordance with the Open Meetings Act.

Lupita

RECEIVED
AUG 15 2008

HIDALGO COUNTY DISTRICT JUDGES

RICARDO P. RODRIGUEZ, JR. JUDGE, 10 th D.C.	RODOLFO DELGADO JUDGE, 10 th D.C.	J.R. "BOBBY" FLORES JUDGE, 132 th D.C.	ROSE GUERRA REYNA JUDGE, 208 th D.C.	JUAN R. PARTIDA JUDGE, 275 th D.C.	MARIO E. RAMIREZ, JR. JUDGE, 338 th D.C.	NOE GONZALEZ JUDGE, 370 th D.C. OVERSEER	LETOA LOPEZ JUDGE, 388 th D.C.	ADA SALINAS FLORES JUDGE, 338 th D.C.	THOMAS P. WINGATE JUDGE, 430 th D.C.	DANIEL G. RIOS JUDGE, 449 th D.C.
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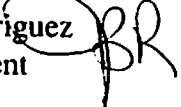


HIDALGO COUNTY RIGHT OF WAY DEPARTMENT

JOSE N. PEÑA
Director

PAY-MEMO

TO: Comm. Oscar L. Garza, Jr.
Hidalgo County Pct. # 4
Attn: Rumaldo Munoz, Jr. Accts. Payable

FROM: Mr. J. Benito Rodriguez 
Right Of Way Agent

Date: August 7, 2008

RE: North "I" Road Project Phase II: Parcel # 14 - Alejandro Dominguez and wife
Bella Dominguez

ROW # N"1" Rd PH 2 P# 14
desc. 0.114 acre Lt 17 Kelly Pharr Subst.

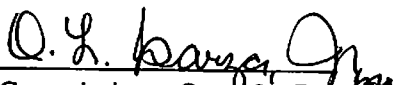
Comm. Garza,

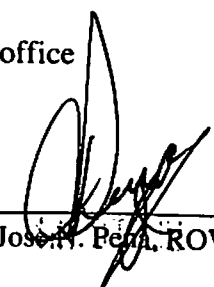
Attached, please find a copy of the unrecorded deed, copy of appraisal report, copy of settlement approval of offer and a signed 1099-S form by landowners on the above-mentioned project. The landowners are requesting the agreed acquisition amount of \$18,000.00 be made divide evenly between them. A check in the amount of \$9,000.00 needs to be made payable to Bella Dominguez and the remaining \$9,000.00 be made payable to Alejandro Dominguez from account # 8-1315-126-30-000-003-0-000 set up for this project. The Original deed will be held by the Right of Way Department and record as soon as payment to the landowner is processed. Please hold check for Agent to pick up.

Commissioner's Court approved this project for acquisition on December 19, 2000 and in closed and open session on November 14, 2006.

Should you have any questions, please feel free to contact our office

Thanks,

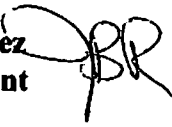
Approved 
Commissioner Oscar L. Garza Jr.

Approved 
Jose N. Peña, ROW Director



HIDALGO COUNTY RIGHT OF WAY DEPARTMENT


MEMO

To: Commissioners' Court
From: J. Benito Rodriguez
Right of Way Agent 
Date: November 14, 2006
Subject: North "I" Road Project-Phase II
Parcel # 14—Alejandro and wife Bella Domínguez

Appraised Value	\$ 16,747.00
Settlement Demand	\$18,000.00 **
Difference	(\$1,253.00) ***

***See attached letter

Commissioners' Court Executive Session November 14, 2006.

 11/14/06 Approved

Not Approved

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NOV 20 11 2 11

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENCE NUMBER.

Chapter 11, Sec. 11.008 Texas Property Code

North "I" Road Project Phase II
Parcel: # 14
RIGHT-OF-WAY DEED

RECORDED
2007
DEC 17


THE STATE OF TEXAS §
 § KNOW ALL MEN BY THESE PRESENTS:
COUNTY OF HIDALGO §

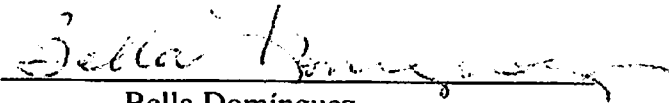
That, We, Alejandro Domínguez and wife Bella Domínguez of the County of Hidalgo, State of Texas, hereinafter referred to as Grantors, whether one or more, for and in consideration of the sum of Eighteen Thousand and No/100ths Dollars (\$18,000.00) and other good and valuable consideration to Grantors in hand paid by the County of Hidalgo, receipt of which is hereby acknowledged, and for which no lien is retained, either expressed or implied, have this day Sold and by these presents do Grant, Give and Convey unto the County of Hidalgo all that certain tract or parcel of land in Hidalgo County, Texas, more particularly described in Exhibit "A", which is attached hereto and incorporated herein for any and all purposes.

Grantors reserve all of the oil, gas and sulphur in and under the land herein conveyed but waive all rights of ingress and egress to the surface thereof for the purpose of exploring, developing, mining or drilling for same, however, nothing in this reservation shall affect the title and rights of the County to take and use all other minerals and materials thereon, therein and thereunder.

TO HAVE AND TO HOLD the premises herein described and herein conveyed together with all and singular the rights and appurtenances thereto in any wise belonging unto the County of Hidalgo and its assigns forever; and Grantors do hereby bind themselves, their heirs, executors, administrators, successors and assigns to Warrant and Forever Defend all and singular the said premises herein conveyed unto the County of Hidalgo and its assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof.

IN WITNESS WHEREOF, this instrument is executed on this the 17 day of December, 2007.


Alejandro Domínguez


Bella Domínguez

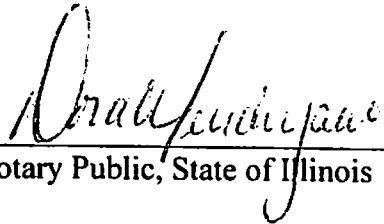
ACKNOWLEDGMENT

THE STATE OF ILLINOIS

COUNTY OF COOK

BEFORE ME, the undersigned, a Notary Public, on this day personally appeared Alejandro Domínguez and Bella Domínguez known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same for the purpose and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 21st day of December 2007.



Notary Public, State of Illinois

NOTARY PUBLIC, STATE OF ILLINOIS
BY COMMISSION EXPIRES 12/31/2010

COUNTY: HIDALGO

Eng99.012
June 16, 2006
Page 1

HIGHWAY: North "I" ROAD Part 2

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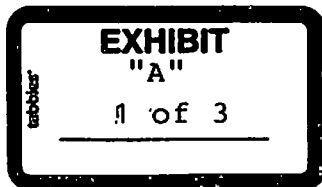
PROJECT LIMITS: Owassa Road North to Expressway 281

FIELD NOTES FOR PARCEL – 14

Being a 0.307-acre tract of land, more or less, out of a 1.293-acre tract of land being the East 256 feet of the South 220 feet of Lot 17, Kelly-Pharr Subdivision, Hidalgo County, Texas, as recorded in Volume 3 Pages 133-134, Deed Records, Hidalgo County, Texas. Said 1.293-acre tract of land is vested to Alejandro Dominguez and wife, Bella Dominguez from William T. Milligan and wife, Evelyn J. Milligan, by virtue of a Warranty Deed with Vendor's Lien dated January 18, 1991, recorded in Volume 3029, Page 273, Official Records, Hidalgo County, Texas. Said 0.307-acre tract of land being more particularly described by metes and bounds as follows;

Commencing at a Concrete Nail Set for the Southeast corner of said Lot 17, for the Southeast corner and the **POINT OF BEGINNING** of said tract herein described;

1. **THENCE**, North 81 degrees 32 minutes 59 seconds East, with and along the South line of said Lot 17, and the centerline of Wisconsin Road, for a distance of 99.95 feet to a Cotton Picker Spindle set for the Southwest corner of said tract herein described;
2. **THENCE**, North 08 degrees 31 minutes 01 seconds East, parallel to the East line of said Lot 17, for a distance of 20.00 feet past a No. 4 rebar set for a point on the Existing North Right of Way line of Wisconsin Road, continuing on the same bearing, for a total distance of 40.00 feet to a No. 4 rebar set with cap stamped R.G.E.C. for an external corner of said tract herein described;
3. **THENCE**, North 52 degrees 19 minutes 38 seconds East, with and along a corner clip, for a distance of 83.56 feet to a No. 4 rebar set for a point on a point of curvature to the left, and for an internal corner of said tract herein described;
4. **THENCE**, in a Northeasterly direction with the line of said curve to the left with an arc angle of 01 degrees 20 minutes 57 seconds, a radius of 4960.00 feet, a tangent of 58.40 feet, an arc length of 116.80 feet, a chord bearing of North 06 degrees 37 minutes 44 seconds East and a chord length of 116.79 feet to a No. 4 rebar set with cap stamped R.G.E.C., for a point of curvature to the right, and for an internal point of said tract herein described;
5. **THENCE**, in a Northeasterly direction with the line of said curve to the right with an arc angle of 00 degrees 02 minutes 41 seconds, a radius of 5040.00 feet, a tangent of 1.97 feet, an arc length of 3.93 feet, a chord bearing of North 05 degrees 58 minutes 35 seconds East and a chord length of 3.93 feet to a No. 4 rebar set with cap stamped R.G.E.C., for the Northwest corner of said tract herein described;



6. **THENCE**, South 81 degrees 32 minutes 59 seconds East, parallel to the South line of said Lot 17, for a distance of 20.14 feet past a No. 4 rebar set for a point on the Existing West Right of Way line of "I" Road, continuing on the same bearing, for a total distance of 45.14 feet to a concrete nail set for a point on the East line of said Lot 17, and for the Northeast corner of said tract herein described;

7. **THENCE**, South 08 degrees 31 minutes 01 seconds West, with and along the East line of said lot 17, and the centerline of "I" Road, for a distance of 220.00 feet to the **POINT OF BEGINNING** and containing 0.307-acres of land, more or less of which 0.161-acres lies in the Existing Road Right of Way, 0.043-acres lies in the Existing Magic Valley Electric Cooperative Right of Way Easement, and leaving a **Proposed Net Taking** of 0.146-acres of land, more or less.

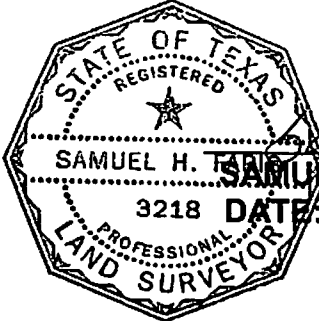

Samuel H. Faris
SAMUEL H. FARIS - R.P.L.S. No. 3218
DATE: 6/16/06

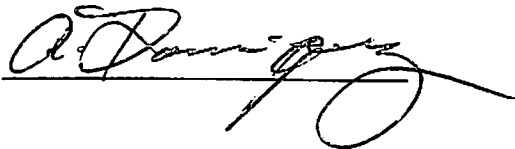
EXHIBIT
"A"
2 of 3
tabbles

To whom it may concern ,

I, Alejandro Dominguez on behave of myself and wife Bella Dominguez would like to submit a counter offer of \$18,000.00 on this day November 9, 2006 to the County of Hidalgo.

I consider this to be a fair offer and as part of the negotiation, will retain some of the dirt (from the I Road Improvements) to improve borders around my property for the propose of detaining irrigation water.

Respectfully,

A handwritten signature in black ink, appearing to read "Alejandro Dominguez", is written over a horizontal line. The signature is stylized and cursive.

INFORMATION FOR REAL ESTATE 1099-S REPORT FILING

as Required by the Internal Revenue Service

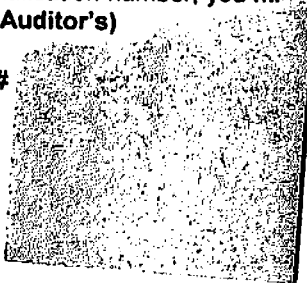
SOLICITATION

Section 6045 of the Internal Revenue Code, as amended by the Tax Reform Act of 1986, requires the reporting of certain information to the IRS on real estate transactions. The information may also be sent to other third parties. You are required by law to provide HIDALGO COUNTY, with your correct taxpayer identification number. If you do not provide HIDALGO COUNTY, with your correct taxpayer identification number, you may be subject to civil or criminal penalties imposed by law. (Copies of SS Card required by Auditor's)

Social Security #



Social Security #



SELLER NAME

Alejandro Dominguez
Bella Dominguez
3521 S. I Road
Edinburg, Texas 78539-9157

PERMANENT MAILING ADDRESS

3521 S. I Road
Edinburg, Texas 78539-9157

TRANSACTION INFORMATION

Closing Date: 12-27-07

Description of Property :

Contract Sales Price: \$ 18,000.00

If multiple sellers -

Request is hereby made that you allocate the sales price among the sellers

Has the seller received (or will receive) property (other than cash and consideration treated as cash) or services as part of the consideration for this transaction? (Yes or No)

CERTIFICATION

Under penalties of perjury, I certify that the number shown on this form is my correct Taxpayer Identification number. I also certify that the other information shown herein is correct. I acknowledge receipt of a copy of this form.

Alejandro Dominguez

Bella Dominguez

12-27-07
Date

SUBSTITUTE FORM 1099

This is important tax information and is being furnished to the Internal Revenue Service. If you are required to file a return, a negligence penalty or other sanction will be imposed on you if this item is required to be reported and the IRS determines that it has not been reported.