

L & G Consulting Engineers, Inc.

June 27, 2018

Hon. David Fuentes
Attn: Jorge Pena, R.P.I.C.
Hidalgo County Commissioner, Pct. #1
1902 Joe Stephens Ave. Suite 1
Weslaco, Texas 78599

RE: County: Hidalgo
TxDOT CSJ No. 0921-02-356
Mile 6 W Rd., (Westgate Ave.)
Parcel No. 61


Dear Mr. Pena:

Attached herewith is a counter-offer as submitted by Emma Cavazos, owner of Parcel 61 on June 25, 2018. L & G Engineering has reviewed the aforementioned and hereby recommends that counteroffer be approved. Attached also is the N-9, Administrative Settlement Evaluation and Approval Form.

L & G Engineering believes the counteroffer is a legal and cost savings issue and a timing issue due to the imminent "let" date. More importantly due to recent court awards on similar projects and the cost to litigate through the Special Commissioners' Hearing we recommend that the counteroffer of **\$11,724.00** be accepted.

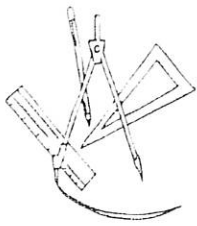
Please review these documents and feel free to contact me at (956) 585-1909 if you wish to discuss this matter personally.

Sincerely,


Fernando Herrera Jr.
Right of Way Administrator

Attachments: As noted.
cc: File
Carlos Peralez, PE

*Delma
Cadenas
6/28/18*



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ADMINISTRATIVE SETTLEMENT EVALUATION AND APPROVAL FORM

ROW CSJ: 0921-02-356
Highway: Mile 6 West (Westgate)
Parcel No.: 61
Owner's Name: Emma F Cavazos
Approved Offer: \$4,832.00
Owner's Counteroffer: \$11,724.00

County: Hidalgo
Project Limits: From Mile 9 north to Mile 11
Date Offer Sent: 5/4/18
Date Counteroffer Received: 06/25/2018

Factors considered in evaluation:

1. Valuation Issues

- a. Reconciliation of all available appraisals, including Owner's.
- b. Other: none

2. Legal Issues

- a. Analysis of recent court awards on similar properties or projects.
- b. Analysis of recent court decisions which may affect the outcome of a condemnation action.
- c. Analysis of previously unlitigated issues.
- d. Other: _____

3. Cost Savings

- a. Approximate cost to litigate through Special Commissioners' Hearing \$12,000.00
- b. Approximate additional cost to litigate through jury trial \$15,000.00
- c. Other: _____

4. Timing Issues

- a. Maintain project schedule: 4/2019
Possession of this property is needed by: 4/2019
Projected possession date, if settled is: 08/2018
Projected possession date, if condemned is: 1/2019
Letting date: 4/2019
- b. Other: _____

5. Other Issues

** The following documents have been considered by this team and are incorporated by reference: appraisals, appraisal review form, owner's counteroffer and supporting documentation, negotiator's logs, and _____

Analysis and Conclusion

Our approval / disapproval recommendation is based on the items checked above and has been evaluated as follows: (attach additional sheets as necessary)

Parcel 61 is a partial acquisition containing 0.088 acres of land situated in , West Tract Subdivision, Vol 2, Pages 34-37 Map Records, Hidalgo County, Texas. On 5/4/ 2018, Acquisition Provider (L&G) made an offer of \$4,832.00 to purchase the property to Emma Cavazos. On June 25, 2018, the property owner submitted a counter offer. Based on the information provided within the the counter offer and discussion by the acquisition team it is recommended that the Administrative Settlement be approved. Also, the cost and length of time associated with a condemnation would far surpass the counteroffer. We believe that the proposed counter offer is within a reasonable range of Hidalgo County's approved value.

This administrative settlement of \$11,724.00 is / is not recommended for approval as being reasonable, justified, prudent and in the public interest.

Evaluation Date: _____

Team Members: _____

_____	_____
_____	_____
_____	_____

Right of Way Manager
_____ Region

Date

June 25, 2018

Mr. Fernando Herrera
L&G Engineering
900 S. Stewart Rd., Ste. 10
Mission, TX 78572

RE: Purchase of 337 square feet, more or less, out of Lot 1, The Estates of Westhaven Subdivision, an Addition to the City of Weslaco, being a subdivision out of Farm Tract 199, Block 181, West Tract Subdivision, Hidalgo County, Texas

Hidalgo County
Mile 6 West: From Mile 9 N to Mile 11 N
RCSJ: 0921-02-356
Parcel No. 61

Dear Mr. Herrera,

I would like to take this opportunity to thank Hidalgo County, Precinct #1 for continuing with the acquisition of this very important project. With the increasing traffic due to schools and commercial development, it is essential that these improvements be made.

I have received your offer letter dated 5/4/18 along with the appraisal prepared by Mr. Whitney. I have reviewed the offer of \$4,832.00 and the appraisal provided. After careful consideration I am requesting that you consider my counter offer for \$11,724.00. I believe the land value and the cost of my improvements are too low in the appraisal. Please note the following reasons:

1. The impact of the acquisition of the corner clip is considerable.
2. I have reviewed the comparables used by the appraiser to develop the land value. The highest and best use of this property is commercial; therefore, I feel that the \$5.00 per square foot range is more appropriate for this type of property and location.
3. I also see that the improvements are given a very low value. Nowhere in the appraisal or the offer do I see a cost to place the improvements new again. The offer for the block fence is absurd. I cannot have the block and concrete wall replaced for \$552.00 (\$302.00 block fence offer + \$250.00 damages).
4. If I were to reject the offer and Hidalgo County file condemnation proceedings, there would a loss of time and money for myself and more so, for Hidalgo County.

Therefore; I, Emma Cavazos, will sign a Deed and convey my property to Hidalgo County for \$11,724.00 a difference of \$6,340.00. I request that the County review my request and approve it so we can continue to proceed to closing Parcel 61.

Sincerely,

Emma Cavazos

Emma Cavazos

TABULATION OF VALUES (continued)

Parcel: 61

Highway: Mile 6 West

ROW CSJ: 0921-02-356

III. Damages and Enhancements

Non-Exempt Damages	Enhancements	Exempt Damages	Net Damages
\$0.00	\$0.00	\$500.00	\$500.00

IV. Sign Values

Item No.	Sign Owner	Type Construction	Improvement Value	Retention Value	Bisect. Cat.
		Total	\$0.00	\$0.00	

V. Recapitulation

Date	October 17, 2016			Recommended Value
Appraiser's Name:	Matthew C. Whitney, MAI			
Value of Whole Property	\$60,762.00			\$60,762.00
Parcel Area: 0.008 Ac.				
VALUE FOR PARCEL	\$760.00			\$760.00
Land: per Ac.	\$95,000			\$95,000
Easement	\$0.00			\$0.00
Improvements	\$3,572.00			\$3,572.00
Net Damages or (Enhancements)	\$500.00			\$500.00
OAS Value(s)	\$0.00			\$0.00
TOTAL COMPENSATION	\$4,832.00			\$4,832.00

Calculations for Net Damages or (Enhancements) consider Direct Access Denial damages.

TABULATION OF VALUES (continued)

Parcel: 61

Highway: Mile 6 West

ROW CSJ: 0921-02-356

VI. Comments and Conclusions on Values in the Appraisal Report

Effective Date of Review:	December 4, 2016
Date of Review Report:	December 4, 2016
Purpose of Review Appraisal:	The purpose of this appraisal review is to verify that the referenced appraisal report is prepared in compliance with the Texas Department of Transportation Appraisal and Review Manual, the Uniform Standards of Professional Appraisal Practice (USPAP), and 49 CFR 24.103.
Client:	Hidalgo County and TXDOT – Pharr District
Intended User:	Hidalgo County, TXDOT – Pharr District, and their assigns
Intended Use:	Provide a recommended compensation for the acquisition
Scope of the Review:	I personally inspected the subject property from the existing road right of way and the comparable sales utilized in the appraisal report. The property owner was not present at the time of my inspection. I have read the report in its entirety and provided comments for the consideration of the appraiser. I did perform additional sales research. I have not personally confirmed the sales price for each of the comparable sales.

This Appraisal Review is of the Appraisal Report dated December 4, 2016 prepared by Matthew C. Whitney, MAI. The property under review is commonly referred to as Parcel 61 on the Mile 6 West Highway Project in Hidalgo County, Texas. The effective date of value is October 17, 2016 which is the date of Mr. Whitney's most recent inspection of the property.

The Parent Tract contains 0.602 acre of land located on the southwest corner of Mile 6 West and Westhaven Drive (1701 Westhaven Drive). The subject property is not subject to zoning. However, it is deed restricted for single family residential use. The highest and best use of the subject, land only, is determined to be for residential use. The subject property is improved with a single family residence and supporting site improvements that would not be razed for redevelopment. Thus, the highest and best use, as improved, is its existing use.

The land was valued via the Sales Comparison Approach to Value through the utilization of five similar land sales that range in date of sale from February 2014 through July 2016 and have an adjusted sales price range from \$87,808 to \$98,951 per acre. The appraiser concludes a value of \$95,000 per acre for the whole property, or \$57,190.00. Adjustments were applied for market conditions (time), size and utilities. All adjustments appear to be reasonable.

The subject property is improved with a single family residence and supporting site improvements that are not believed to be impacted by the acquisition and have not been valued in the appraisal report. Considering the distance of the residence from the proposed right of way, omission of the valuation of the main residence is appropriate and reasonable. Thus, the subject is appraised as effectively vacant land with minor site improvements. Vacant land is not typically purchased based on an anticipated income stream. Thus, the Income Approach and the Sales Comparison Approach, as Improved, were not developed. The Cost Approach indicated a value for the land and improvements acquired to be \$60,762.00. Thus, the appraiser concludes a value for the land and improvements acquired to be \$60,762.00. All valuation appears to comply with typical appraisal practices.

The acquisition consists of a fee simple interest in 0.008 acre (337 sq. ft.) of land and site improvements to include a masonry wall, wrought iron fencing, and landscaping. Improvements in the acquisition were valued at \$3,572.00 and the land was valued at \$760.00. The land was valued on a pro rata basis of the whole property.

TABULATION OF VALUES (continued)

Parcel: 61

Highway: Mile 6 West

ROW CSJ: 0921-02-356

VI. Comments and Conclusions on Values in the Appraisal Report (Continued)

The remainder after the acquisition contains 0.594 acre of land and will be improved with all the main improvements. There is no denial of access to the remainder. In addition, the appraiser concludes the residence will be located at a sufficient distance from the proposed right of way. Thus, the appraiser concludes there are no permanent damages (Non-Exempt Damages) to the remainder. However, the appraiser concludes there are Exempt Damages (Cost to Cure) to the remainder which includes the cost to adjust the irrigation system and this amount was determined to be \$500.00. The value of the improvements acquired was subtracted from the corresponding replacement cost to avoid double compensation. Total damages were calculated to be \$500.00. Damages have been addressed in a manner consistent with TXDOT policy.

The appraisal is prepared on the ROW A-5, TXDOT Long Form, and the format is properly applied and adequately documented to provide a basis for compensation. The appraisal report appears to comply with USPAP. The data contained in the appraisal report is adequate and the adjustments to the sales are adequately supported and reasonable.

Based on my analysis of the appraisal report, I believe the analyses, opinions, and conclusions set forth in the appraisal are appropriate and reasonable. Mr. Whitney's compensation of \$4,832.00 is approved by the contracted review appraiser (Todd L. Bland, MAI; TX-1323490-G), and recommended for approval by Hidalgo County.

VII. Justification and Explanation for Credit if Retained.

Salvage and minimal retention values are applied to the improvements being acquired.

The appraiser has considered access damages in accordance with Section 21.042(d) of the Texas Property Code, as amended by SB18 of the Texas 82nd Regular Legislative Session and finds as follows:

1. Is there a denial of direct access on this parcel? No (yes or no)
2. If so, is the denial of direct access material? Not Applicable (yes, no, or not applicable)
3. The lack of any access denial or the material impairment of direct access on or off the remaining property affects the market value of the remaining property in the sum of \$0.00.

TABULATION OF VALUES (continued)

Parcel: 61

Highway: Mile 6 West

ROW CSJ: 0921-02-356

VIII. Conditions

Values for signs, if any, are applicable only if sign owner has compensable interest.
Fencing is applicable only to actual cost or lump sum fencing on 90-10 Right of Way projects and State cost participation in fences to be in accordance with State's Right of Way Manual.
The values indicated hereon have been approved on the basis that all improvements within the taking will be acquired in the name of the State through negotiation.

IX. Reviewing Appraisers' Statements

Reviewing Appraiser's Statement

It is my opinion that the appraiser's report for this parcel appears adequately supported and in compliance with all appropriate appraisal standards, laws, and regulations, and I recommend this appraisal for use by the appropriate Agency Official and his/her assigns. I have no direct or indirect present or contemplated future personal interest in such property or in any benefit from the acquisition of the parcel. To the best of my knowledge, the value does not include any items that are not compensable under State law.

Reviewing Appraiser

Date

Jodel Bland

December 4, 2016

Contract Reviewing Appraiser (if applicable)

Date

Division Reviewing Appraiser (if applicable)

Date

X. Approval of Values

Ramona Garcia

County/City Representative

12/13/16

Date

ROW Staff Representative

Date

APPROVED BY
COMMERCIAL COURT
DATE: *11/15/16* *ma*

CERTIFICATION OF REVIEW APPRAISER

I Certify that to the best of my knowledge and belief:

- the facts and data reported by the review appraiser and used in the review process are true and correct.
- the analyses, opinions, and conclusions expressed in this review report are limited only by the reported assumptions and limiting conditions stated in this review report, and are my personal, impartial, and unbiased professional analysis, opinions, and conclusions;
- I have no present or prospective interest in the property that is the subject of work under review and no personal interest with respect to the parties involved.
- I have no bias with respect to the property that is the subject of the work under review or to the parties involved with this assignment.
- my engagement in this assignment was not contingent upon developing or reporting predetermined results.
- my compensation is not contingent on an action or event resulting from the analyses, opinions, or conclusions in, or the use of, this review.
- my analyses, opinions, and conclusions were developed, and this review was prepared in conformity with the Uniform Standards of Professional Appraisal Practice; the requirements of the Code of Professional Ethics and the Standards of Professional Appraisal Practice of the Appraisal Institute;
- I personally inspect the subject property of the report under review.
- no one provided significant professional assistance to the person signing this Appraisal Review Report;
- the use of this report is subject to the requirements of the Appraisal Institute relating to review by its duly authorized representatives;
- I have performed no appraisal services, as an appraiser or in any other capacity, regarding the property that is the subject of this report within the three-year period immediately preceding acceptance of this assignment.
- as of the date of this report, Todd L. Bland, MAI has completed the requirements of the continuing education program of the Appraisal Institute and the Texas Appraiser Licensing and Certification Board;

As of the date of this review, I am currently certified under the requirements of the State of Texas as a general real estate appraiser.



Todd L. Bland, MAI
State Certified General RE Appraiser
Certificate No. TX-1323490-G

December 4, 2016

Date

ASSUMPTIONS AND LIMITING CONDITIONS

The Appraisal Review Report is subject to the following limiting conditions:

1. Possession of this Appraisal Review Report or copy thereof does not carry with it the right of publication.
2. This Appraisal Review Report is intended solely for the internal use of the Texas Department of Transportation. Neither all nor any part of the contents of this Appraisal Review shall be disseminated to the public through advertising, public relations, news, sales, or other media without the prior written consent and approval of the reviewer.
3. The Review Appraiser, by reason of this Appraisal Review Report, is not required to give further consultation or testimony, or to be in attendance in court with reference to the property that is the subject of this Appraisal Review Report, unless arrangements have been previously made.
4. The Appraisal Review Report constitutes a limited assignment and should not be construed as an appraisal of the subject property.
5. Unless otherwise stated, the analyses, opinions and conclusions in this Appraisal Review Report are based solely on the data, analyses and conclusions contained in the appraisal report under review. It is assumed that these data are representative of existing market conditions.
6. All analyses, opinions and conclusions expressed by the Review Appraiser are limited by the scope of the review process as identified under the section titled "Scope of the Review."

QUALIFICATIONS OF TODD L. BLAND, MAI

Todd L. Bland is a certified general real estate appraiser in the State of Texas. Mr. Bland also holds the MAI designation from the Appraisal Institute. He has been appraising real estate since February 1990. Mr. Bland's responsibilities include appraisal and appraisal review of all types of right of way and commercial properties. He has testified as an expert witness regarding real property value on numerous occasions in various courts of law.

BIOGRAPHICAL DATA

Mr. Bland was born in Austin, Texas in 1966. He graduated from public schools in Austin, Texas prior to attending the University of Texas at Austin.

EDUCATION

Bachelor of Business Administration Degree (Real Estate/Risk Management and Insurance):
University of Texas at Austin (1989)

Appraisal Institute:

- Standards of Professional Practice
- Uniform Standards of Professional Appraisal Practices
- Basic Valuation Procedures
- Real Estate Appraisal Principles
- Capitalization Theory and Techniques, Part A
- Capitalization Theory and Techniques, Part B
- Case Studies in Real Estate Valuation
- Valuation Analysis and Report Writing
- Highest and Best Use and Market Analysis
- Analyzing Operating Expenses
- Uniform Appraisal Standards for Federal Land Acquisitions
- Attacking and Defending Appraisals in Litigation

International Right of Way Association:

- Easement Valuation
- Ethics and the Right of Way Profession
- Reviewing Appraisals in Eminent Domain

PROFESSIONAL AFFILIATIONS

Appraisal Institute (MAI No. 11439)
State Certified General Real Estate Appraiser
Texas Certificate No. TX-1323490-G
International Right of Way Association (Member)

ACTIVITIES

Mr. Bland is active in Austin Chapter of the Appraisal Institute and Gulf Coast Chapter 8 of the International Right of Way Association.



REAL ESTATE APPRAISAL REPORT
TEXAS DEPARTMENT OF TRANSPORTATION

Address of Property: SWC Mile 6 West Road and Westhaven Drive, Hidalgo
County, Weslaco, Texas 78599 (1701 Westhaven Drive)

District: Pharr

Property Owner: Emma F. Cavazos

Parcel: 61

Address of Property Owner: 1701 Westhaven Drive, Weslaco, TX 78599

ROW CCSJ: 0921-02-168 and RCSJ: 0921-02-356

Occupant's Name: Owner occupied

Federal Project No: NA

Whole: Partial: Acquisition

Highway: Mile 6 West Road County: Hidalgo

Purpose of the Appraisal

The purpose of this appraisal is to estimate the market value of the fee simple title to the real property to be acquired, encumbered by any easements not to be extinguished, less oil, gas and sulphur. If this acquisition is of less than the whole property, then any special benefits and/or damages to the remainder property must be included in accordance with the laws of Texas.

Market Value

Market value is defined as follows: "Market Value is the price which the property would bring when it is offered for sale by one who desires, but is not obliged to sell, and is bought by one who is under no necessity of buying it, taking into consideration all of the uses to which it is reasonably adaptable and for which it either is or in all reasonable probability will become available within the reasonable future." [City of Austin v. Cannizzo. 267 S.W. 2d 808, 815 (Texas 1954)]

Certificate of Appraiser

I hereby certify:

That it is my opinion the total compensation for the acquisition of the herein described property is \$4,832 as of October 17, 2016, based upon my independent appraisal and the exercise of my professional judgment;

That on October 17, 2016, and other dates, I personally inspected in the field the property herein appraised; that I afforded the property owner the opportunity to accompany me at the time of the inspection; and

That the comparables relied upon in making said appraisal were as represented by the photographs contained in the appraisal report and were inspected on multiple dates (see comparable data supplement sheets);

That I have not revealed and will not reveal the findings and results of such appraisal to anyone other than the proper officials of the Texas Department of Transportation or officials of the Federal Highway Administration until authorized by State officials to do so, or until I am required to do so by due process of law, or until I am released from this obligation by having publicly testified to such findings;

That my compensation is not contingent upon the reporting of a predetermined value or direction in value that favors the cause of the client, the amount of the value estimate, the attainment of a stipulated result, or the occurrence of a subsequent event.

The appraiser has considered access damages in accordance with Section 21.042(d) of the Texas Property Code, as amended by SB18 of the Texas 82nd Regular Legislative Session and finds as follows:

1. Is there a denial of direct access on this parcel? No (yes or no)
2. If so, is the denial of direct access material? N/A (yes, no, or not applicable)
3. The lack of any access denial or the material impairment of direct access on or off the remaining property affects the market value of the remaining property in the sum of \$0.

I certify to the best of my knowledge and belief:

That the statements of fact contained in this report are true and correct;

That the reported analyses, opinions and conclusions are limited only by the reported assumptions and limiting conditions, and are my personal, unbiased professional analyses, opinions, and conclusions;

That I have no present or prospective interest in the property that is the subject of this report, and I have no personal interest or bias with respect to the parties involved;

That my analyses, opinions and conclusions were developed, and this report has been prepared in conformity with the appropriate State laws, regulations, and policies and procedures applicable to the appraisal of right of way for such purposes, and that to the best of my knowledge no portion of the value assigned to such property consists of items which are non-compensable under the established law of said State, and any decrease or increase in the fair market value of subject real property prior to the date of valuation caused by the public improvement for which such property is to be acquired, or by the likelihood that the property would be acquired for such improvement, other than that due to the physical deterioration within the reasonable control of the owner, has been disregarded in estimating the compensation for the property.

Appraiser Signature
Matthew C. Whitney, MAI
TX-1326491-G
Certification Number
December 4, 2016
Date

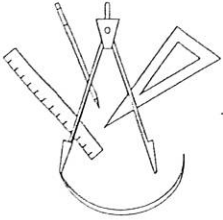
To the best of my knowledge, the value does not include any items which are not compensable under State law.

Reviewing Appraiser

12/4/16

Date





L&G Engineering

Transportation Consultants

Date: May 2, 2018

County: Hidalgo
Federal Project No.: N/A
Highway: Mile 6 West

ROW CSJ: 0921-02-356
Parcel: 61
From: Mile 9 N
To: Mile 11 N

BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED NO. 7011 2975 004 3610 4913

Emma Cavazos
1701 Westhaven Drive
Weslaco, Texas 78599

Dear Ms. Cavazos:

In acquiring property for the highway system of Hidalgo County (the "County") follows a definite procedure for appraising the land needed and for handling personal negotiations with each owner. As has been or will be explained by the County's negotiator, Fernando Herrera, a portion of your property located on Mile 6 West, as described in the enclosed property description, is to be acquired for the construction or improvement of the above-referenced highway project.

We believe at this stage of the purchase process it is mutually beneficial to confirm that, based on an appraisal, the County is authorized to offer you \$4,832.00 for your property, which includes \$4,332.00 for the property to be purchased and \$500.00 for damages to your remaining property. This amount is the total amount of just compensation for all interests in the portion of your property to be acquired, as determined in accordance with State law, less oil, gas and sulphur, subject to clear title being conveyed to the County. In accordance with State law, it is the policy of the County to negotiate with the fee owner(s) of the real property with the understanding that you will, in turn, negotiate with any lessee or other party who may own any interest in the land or improvements, with the exception of public utility easements, which will be handled separately by the County.

This offer to purchase includes the contributory values of the improvement(s) listed below, which are considered to be part of the real property. Since the improvement(s) must be removed, it is the policy of the County to permit owners who convey voluntarily to the County to thereafter retain the improvement(s), if they wish to do so. The retention values shown below are the estimated amounts the improvement(s) would bring if sold on public bids. If you wish to retain title to any of the following improvement(s) and remove it (them) from the right of way, the amount of the above offer must be reduced by the appropriate retention amount(s). This option to retain the improvement(s) does NOT apply should it become necessary for the County to acquire the real property by eminent domain.

<u>Improvement</u>	<u>Amount to be Subtracted if Retained</u>
Masonry Wall	\$1.00
Wrought Iron Fencing	\$1.00
Landscaping (irrigated sod and palm trees)	\$1.00

If you wish to accept the offer based upon this appraisal, please contact Mr. Herrera as soon as possible at (956) 585-1909, so that the process of issuing your payment may be started. If you are not willing to accept this offer, you may submit a written request for administrative settlement/counteroffer, setting forth a counteroffer amount and the basis for such amount, provided such settlement request is received in writing within 30 days from the date of this letter. Please note that your opportunity to submit an administrative settlement shall be forfeited if such a settlement request is not received by the County within the 30 day time deadline. In the event the condition of the property changes for any reason, the County shall have the right to withdraw or modify this offer.



After the date of payment of the purchase price, or the date of deposit in court of funds to satisfy the award of compensation as determined through eminent domain proceedings to acquire real property, you will be reimbursed for any fair and reasonable incidental expenses necessarily incurred in transferring title to the property for use by Hidalgo County. Expenses eligible for reimbursement may include (1) recording fees, transfer taxes and similar expenses incidental to conveying the real property to the County and (2) penalty costs for prepayment of any preexisting recorded mortgage entered into in good faith encumbering the real property. Voluntary unnecessary expenses or expenses incurred in clearing questionable title will not be eligible for reimbursement. Eligible incidental expenses will be reimbursed upon submission of a claim supported by receipted bills or other evidence of actual expenses incurred. You may file a written request for review if you believe that the County failed to properly determine the eligibility for, or the amount of, incidental expenses to be reimbursed. There is no standard form on which to request a review of a claim; however, the claim must be filed with this office within six months after you are notified of the County's determination on any claim for reimbursement.

You may be entitled to additional payments and services under the County's Relocation Assistance Program. It is emphasized, however, that any benefits to which you may be entitled under this program will be handled entirely separate from and in addition to this transaction. You will receive a brochure entitled "*Relocation Assistance*" which will inform you of eligibility requirements, payments and services which are available.


You have the right to discuss with others any offer or agreement regarding the County's acquisition of the subject property, or you may (but are not required to) keep the offer or agreement confidential from others, subject to the provisions of Chapter 552, Government Code (the Public Records Act) as it may apply.

Attached is a copy of the Texas Department of Transportation brochure entitled "*Right of Way Purchase*" which we trust will give you a better understanding of the procedures followed by the County in purchasing property. We respectfully request the opportunity to meet with you or to otherwise discuss and answer any questions you may have regarding the details of the type of facility to be built, or concerning the County's offer or proposed purchase transaction. Also, please do not hesitate to contact Mr. Herrera at the telephone number provided above regarding any question you may have.

Please see the enclosed copy of the Texas Landowner Bill of Rights.

Finally, we enclose copies of all appraisal reports relating to your property being acquired which were prepared in the ten (10) years preceding the date of this offer and produced or acquired by the County, including the appraisal on which this offer is based.

Sincerely,


Right of Way Manager or other signatory

ENCLOSURES:

Appraisal Report(s)
Landowner Bill of Rights
Brochure ("Right of Way Purchase")