

RESOLUTION NO.

WHEREAS, the City Council of the City of Austin has found that public necessity requires the City of Austin to acquire certain real property interests for public purposes as set out below; and

WHEREAS, the City of Austin has attempted to purchase those needed real property interests but has been unable to agree with the owner on the value of the property interest, or the damages, if any; **NOW, THEREFORE**,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Attorney, or other authorized designee, is hereby authorized and directed to file, or cause to be filed, a suit in eminent domain on behalf of the City of Austin against the owner now having, or who may acquire, an interest in the real property interests necessary to the City, described and located below, for the public uses set out below, and to take whatever other action may be deemed appropriate to effect the necessary acquisitions.

BE IT FURTHER RESOLVED:

The City Attorney, or other authorized designee, shall file eminent domain proceedings for:

Owner:	Beard & Beard Investments, LP
Project:	The 345 kV Austrop to Dunlap Transmission Line Project
Public Use:	The electric easements described in the attached Exhibits “A–Parcel 3” and “B–Parcel 3, and Exhibits “A–Parcel 4” and B-Parcel 4” are necessary to construct, operate, repair, upgrade, replace and maintain a permanent electric

transmission line for the purpose of providing electric utility services to the public.

Location: (No physical address)

The general route of the project runs west from the Austrop Substation located on Blake-Manor Road to the Dunlap Substation that is under construction east of Taylor Lane. The easements run along and parallel to the north and south sides of an existing City of Austin electric transmission easement.

Property: Described in the attached and incorporated Exhibits A-Parcel 3 and B-Parcel 3, and Exhibits A-Parcel 4 and B-Parcel 4.

ADOPTED: _____, 2012

ATTEST: _____

Shirley A. Gentry
City Clerk