

CITY FEDERAL AID PROJECTS  
RIGHT-OF-WAY CLEARANCE

CERTIFICATION BY THE CITY TO THE KANSAS DEPARTMENT OF TRANSPORTATION  
OF REAL PROPERTY ACQUISITION PROCEDURES  
AND UTILITY ARRANGEMENTS

February 3, 2009

PROJECT NUMBER 15-101 KA-0836-01  
CITY City of Washington

WHEREAS: Said improvement is located on K-15, 0.5 mile S. of US-36/K-15, S. for 0.5 mile, and

WHEREAS: Said improvement consists of grading, surfacing, pavement markings, seeding, hereinafter referred to as Project, and

WHEREAS: The Secretary of Transportation of the State of Kansas, hereinafter referred to as the Secretary, as agent for the City of Washington, Kansas, hereinafter referred to as the City, has reviewed said plans, specification and estimates which are ready for final approval by the Secretary, and has entered into an agreement with the City, and

WHEREAS: The above referenced agreement requires the City to certify compliance with Kansas Department of Transportation and Federal Highway Administration Right-of-Way Acquisition procedures.

**NOW THEREFORE, THE CITY HEREBY CERTIFIES:**

1. That all of the right-of-way (R/W) and easements for borrow pits, channel changes, and/or other construction as indicated on the plans as necessary for the construction of the Project have been acquired, including legal and physical possession, evidenced by said documents being recorded in the Register of Deeds office. All acquisitions were completed by the City in compliance with the Federal Uniform Relocation Assistance and Real Property Acquisitions Policies Act of 1970 (42 U.S.C. 4601 et seq.) and amendments thereto, BLP MEMOS 99-2 and 02-11 and Attachments 1 through 9, and the Federal Highway Administration's booklet entitled, *Real Estate Acquisition Guide for Local Public Agencies*.
2. That the total number of tracts acquired equals
 

A: Number of tracts purchased	2
B: Number of tracts condemned	2
C: Number of tracts donated	0
	0
3. If buildings, structures, or other improvements owned by a tenant or landowner were acquired or relocated, the Bureau of Right of Way of the Kansas Department of Transportation was contacted for guidance as to the proper procedures.

A: Number of tracts with relocation

B: Were buildings, structures, or other improvements involved in this project?

YES

NO

4. If the new R/W or permanent easement acquired for the Project is adjacent to, along, or abutting KDOT highway R/W, copies of the deeds and plan sheets showing the applicable R/W tracts shall be submitted to KDOT Bureau of Local Projects.

Was new R/W or permanent easement  
acquired adjacent to, along, or abutting  
KDOT highway R/W?


YES  NO

5. Records will be maintained on file for at least three (3) years after the acquiring agency has been notified that the Project has been accepted by the Kansas Department of Transportation.
6. Any companies owning or operating utilities or other facilities within the limits of the Project, have been contacted and the facilities have been relocated, or arrangements made and/or plan notes indicating the moving, removing, or adjusting of such facilities, as may be necessary, upon due notification of such companies by the City, (D.O.T. Form No. 1304, attached hereto, lists such companies with headquarters' addresses and gives the status of relocations
7. That City funds will be available for the matching of State and/or Federal funds to finance construction work on this Project.

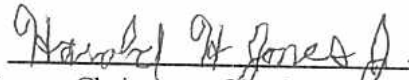
**BE IT RESOLVED:** The City makes the above certification and the Secretary can proceed in accordance with the provisions of the agreement for the above referenced Project.

Adopted this 25<sup>th</sup> day of February, 20 09, at Washington, Kansas.

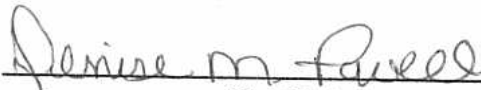
Approved:



City Engineer



Mayor - Chairperson City Commission/Council



City Clerk



Commission/Council Member

SEAL

Resolution 2009-04

State of Kansas

Right of Way Clearance for Federal Aid Projects

Certification by the Local Agency to the Kansas Department of Transportation of Real Property Acquisition Procedures and Utility Arrangements

Project Number

Date

County

WHEREAS: Said improvement is located  and

WHEREAS: Said improvement consists of  herein referred to as Project, and

WHEREAS: The Secretary of Transportation of the State of Kansas, hereinafter referred to as the Secretary, as agent for the City / County

, Kansas, hereinafter referred to as the City / County have entered into an agreement dated

and

WHEREAS: The above referenced agreement requires the City / County to certify compliance with Kansas Department of Transportation and Federal Highway Administration Right-of-Way Acquisition procedures.

NOW THEREFORE, THE CITY / COUNTY HEREBY CERTIFIES:

1. That all right-of-way (R/W) and easements for borrow pits, channel changes, and/or other construction as indicated on the plans as necessary for the construction of the Project have been acquired, including legal and physical possession, evidenced by said documents being recorded in the Register of Deeds office. All acquisitions were completed by the City / County in compliance with the Federal Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 USC 4601 et seq.), and amendments thereto, BLP Memos 99-2 and 02-11 and Attachments 1 through 9, and the Federal Highway Administration's booklet entitled, Real Estate Acquisition Guide for Local Public Agencies.

2. That the total number of tracts acquired equals

A: Number of Tracts Purchased

B: Number of Tracts Condemned

C: Number of Tracts Donated

3. If buildings, structures, or other improvements owned by a tenant or landowner were acquired or relocated, the Bureau of Right of Way of the Kansas Department of Transportation was contacted for guidance as to the proper procedures.

A: Number of Tracts with Relocation

B: Were buildings, structures, or other improvements involved in this project?

4. If the new R/W or permanent easement acquired for the Project is adjacent to, along, or abutting KDOT highway R/W, copies of the deeds and plan sheets showing the applicable R/W tracts shall be submitted to KDOT Bureau of Local Projects.

Was new R/W or permanent easement acquired adjacent to, along, or abutting KDOT highway R/W?  Yes

5. Records will be maintained on file for at least three (3) years after the acquiring agency has been notified that the Project has been accepted by the Kansas Department of Transportation.
6. Any companies owning or operating utilities or other facilities within the limits of the Project, have been contacted and the facilities have been relocated, or arrangements made and/or plan notes indicating the moving, removing, or adjusting of such facilities, as may be necessary, upon due notification of such companies by the City / County (DOT Form Number 1304, attached hereto, lists such companies with headquarters addresses and gives the status of relocations.)
7. That City / County funds will be available for the matching of State and/or Federal funds to finance construction work on this Project.

BE IT RESOLVED: The City / County makes the above certifications and the Secretary can proceed in accordance with the provisions of the agreement above referenced for the Project.

Adopted this  day of  2009 at  Kansas

APPROVED:

