

COMMISSIONERS COURT OF COLLIN COUNTY, TEXAS AN ORDER PROVIDING FOR THE ACQUISITION OF REAL PROPERTY INTERESTS TO FACILITATE CONSTRUCTION OF FM 546/MYRICK LANE PHASE 1 FROM CR 393 to US 380 THROUGH CONDEMNATION PROCEEDINGS IF PURCHASE NEGOTIATIONS ARE UNSUCCESSFUL

WHEREAS, the Commissioners Court of Collin County, Texas has determined that current County needs necessitate the acquisition of right of way to facilitate improvement and construction of FM 546/Myrick Ln. Phase 1 from CR 393 to US 380 in Collin County for public use associated therewith (hereinafter, the "Project"); and

WHEREAS, the proposed alignment for the Project identifying the general route that will be used for the Project is attached hereto; and

WHEREAS, the County, by and through its agents, has contacted or will contact the property owners along the route of the Project and extend bona fide offers to them pursuant to Section 21.0113 of the Texas Property Code, to acquire the necessary property for the Project, which good faith offers will equal to or exceed the fair market value of the property interests to be acquired, as determined by appraisal: and

WHEREAS, the County has determined that such property interests are necessary for the Project which constitutes an authorized public use, namely public transportation.

WHEREAS, the County desires to delegate the authority to initiate condemnation proceedings to the County Administrator, Yoon Kim; and

WHEREAS, the Commissioners Court of Collin County, Texas, has determined that the property interests required for the Project should be acquired through the use of eminent domain, if necessary.

NOW, THEREFORE, BE IT ORDERED that the Commissioners Court of Collin County, Texas hereby delegates the authority to initiate condemnation proceedings to acquire the property interests required for the Project to the County Administrator, Yoon Kim, including the authority to engage counsel to acquire the property interests set forth above through the County's power of eminent domain by instituting eminent domain proceedings with respect to the necessary property interests in accordance with the laws of the State of Texas.