

WAIVER OF "TAKINGS IMPACT ASSESSMENT (TIA)"

Comes Now, _____ owner(s) of the property described as
_____ located in Precinct No. _____ of Navarro County, Texas.

I (we) have been informed that I (we) have certain rights under a law that went into effect September 1, 1997 for county governments in Texas called the Private Real Property Rights Preservation Act, codified in Texas Local Government Code, Chapter 2007.

I (we) understand that county governments are now required to expressly consider or assess whether their governmental actions may result in "takings" of private real property. I (we) further understand that the act also provides a remedy for an owner of a legal or equitable interest in private real property to seek a judicial determination of whether a governmental action constitutes a "taking" and, if so, to ask for invalidation of the governmental action if the county fails to pay the damages assessed.

I (we) further understand that a "taking" is any county action that affects an owner's private real property whether in whole or in part, temporarily or permanently. Any county action, ordinance, regulation that affects my rights as owner of the property that would otherwise exist in the absence of any action by the county is actionable. If the action of the county would reduce the value of my private real property by 25 percent or more, I (we) am entitled to be compensated.

To study the effect of the county's rule, ordinance, regulations, or action, I (we) understand that the county is required to do a study called a "Takings Impact Assessment" (TIA). If such TIA is done the county is required to provide at least 30 days' notice of its intent to engage to any such proposed action. The notice must be published in a newspaper of general circulation in Navarro County and it must include a reasonably specific summary of the TIA.

I (we) understand that any action is void if such an assessment is not prepared and that, the OWNER of the land affected by a county action for which a TIA should be prepared, I (we) have the right for 180 days after I (we) know or should have known bring such a suit, I (we) would be awarded reasonable and necessary attorney's fees, cost of court and even damages, especially if the action of the county had reduced the value of my land by 25 percent or more. I (we) could also have the county action declared void.

In consideration of expediting and shortening the approval process for the platting of the above described property so that my property may be placed on the market for sale as soon as possible, and understanding that I (we) have the aforementioned rights and possibly others, I (we) hereby freely and voluntarily waive these rights and any and all other rights that I (we) may have under the Private Real Property Right preservation Act, and I (we) specifically request the Navarro County Commissioners Court to proceed to consider and approve the final plat of the above described property.

SWORN STATEMENT OF OWNERSHIP

I/We, _____ do state on my oath under the penalty of perjury, that I have knowledge of the owners of the above-described property. I further swear that all the owners of the property affected WAIVER OF "TAKINGS IMPACT ASSESSMENT (TIA)", including equitable owners, have executed said waiver. I understand that Navarro County is relying upon me and my integrity to its detriment if I have misrepresented the ownership of said property.

Owner: _____
Signature Printed Name

Owner: _____
Signature Printed Name

Executed on this the _____ day of _____, 20_____.

STATE OF TEXAS
COUNTY OF NAVARRO

BEFORE ME, the undersigned authority appeared _____ who swore on his oath that the above and foregoing SWORN STATEMENT OF OWNERSHIP was true and correct.

Notary Public