

RESOLUTION

WHEREAS, Lubbock County, Texas (the “County”), is a political subdivision of the State of Texas and is authorized under Texas Property Code Chapter 21, and Texas Local Government Code Chapter 261, to acquire interests in privately owned lands which are necessary for the public use;

WHEREAS, the County has reviewed such studies, designs, surveys, and plans as it has deemed necessary and has found and determined that the public necessity and convenience requires permanent public improvements to its road system, including, but not limited to, CR 1700-Milkwaukee, located in the northern portion of the county, which is in need of reconstruction from US 84 to CR 6430 (“the Project”), and the construction and operation of the Project constitutes a valid public use of the County and its citizens;

WHEREAS, the County of Lubbock held a Special Election among the voters in the County, and the voters authorized and approved the use of road tax bonds in order to provide funds for permanent public improvements to the County road system, including the Project;

WHEREAS, the County has determined that the construction and operation of the Project constitutes a valid public use of the County and its citizens, and it is necessary to acquire or use portions of property adjacent to or within the planned corridor of the Project;

WHEREAS, in order to complete the Project, the County, by and through its authorized representatives and agents, must engage with landowners whose property will be impacted by the Project, to discuss acquisition of a permanent easement or other real property interest from the landowner for the Project (“Property Interests”);

WHEREAS, the County is aware that some impacted landowners may be unwilling or unable to grant Property Interests needed by the County for the Project; and

WHEREAS, the construction of the Project will be impeded unless the Property Interests are acquired by the County;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS COURT OF THE COUNTY OF LUBBOCK:

THAT the Commissioners Court has found, and again finds, that a public use and necessity exists to construct and operate the Project to serve the citizens of the County of Lubbock, Texas, and that the public welfare and convenience requires the acquisition of the Property Interests for the Project, and the County of Lubbock, Texas does hereby authorize and approve the use of eminent domain, pursuant to Texas Property Code Chapter 21, and Texas Local Government Code Chapter 261 to acquire Property Interests from landowners for the Project. The Commissioners Court hereby further finds and determines that the acquisition of the Property Interests is for a public use, to serve the public and the citizens of the County of Lubbock, Texas.

BE IT FURTHER RESOLVED BY THE COMMISSIONERS COURT OF THE COUNTY OF LUBBOCK:

THAT, without in any way limiting the authority previously granted to any person in the County's Public Works Department, the Public Works Department, including its contractors, subcontractors, and authorized representatives retained to assist with the Project, is authorized and empowered to (1) apply for and obtain, or cause to be applied for and obtained, in the name and on behalf of the County any injunctive proceedings necessary or appropriate in connection with or as a protection of interests in real property acquired or sought to be acquired by the County for the Project;; (2) determine and specify the necessary or desirable easements, rights-of-way and other property, estates and interests in land for the Property Rights to be acquired for the construction and maintenance of the Project, whether acquired through negotiations, eminent domain proceedings or otherwise; (3) negotiate, or cause good faith negotiations to be conducted, with landowners with respect to the acquisition of such Property Rights; (4) to acquire such Property Rights, or cause such Property Rights to be acquired by purchase or, if the same cannot be acquired through negotiations, by condemnation through eminent domain proceedings under the applicable laws of the State of Texas; (5) to institute, file and prosecute, in the name and on behalf of the County, eminent domain proceedings for the condemnation of such Property Rights as may be necessary or desirable for the purpose of locating, constructing, and maintaining the Project in the event the same cannot be acquired through the negotiation and purchase of such rights for a mutually agreed upon price; (6) to otherwise fully provide for the location, routing, construction, and maintenance of the Project; and (7) to retain outside counsel, with such proposed counsel separately authorized and approved by the Commissioners Court, to commence and prosecute eminent domain proceedings to acquire Property Interests from landowners owning or having an interest in property impacted by the Project, and the County hereby authorizes and directs the filing and prosecution of eminent domain proceedings by the County of Lubbock, Texas to acquire the Property Interests.

BE IT FURTHER RESOLVED BY THE COMMISSIONERS COURT OF THE COUNTY OF LUBBOCK:

THAT the County hereby finds that the purported record title owners of said Property Interests are those listed on **Exhibit A**, and without limiting the general authorization provided above, the County further authorizes joinder of additional or differing owner or owners, interest holder or interest holders, or claimant or claimants, of the Property Interests, if applicable, in any eminent domain proceedings, and to condemn the interests of each such parties to acquire the Property Interests, as needed.

BE IT FURTHER RESOLVED BY THE COMMISSIONERS COURT OF THE COUNTY OF LUBBOCK:

THAT the County Judge, or his designee, shall have the authority to do all things necessary or appropriate to acquire the Property Interests by eminent domain, including without limitation, the authority to expend funds related to the prosecution of such eminent domain proceedings.

BE IT FURTHER RESOLVED BY THE COMMISSIONERS COURT OF THE COUNTY OF LUBBOCK:

THAT any and all acts of the County Judge, employees, agents and attorneys of the County pursuant to, in accordance with, or in furtherance of the purposes and intent of the foregoing authorizations, whether prior or subsequent to the adoption of these resolutions, be and they are hereby ratified, confirmed, approved and adopted in all respects.

BE IT FURTHER RESOLVED BY THE COMMISSIONERS COURT OF THE COUNTY OF LUBBOCK:

THAT the recitals provided in this Resolution, as set forth above, are specifically and expressly adopted by the County as express findings by the County.

Passed by the Commissioners Court this _____ day of April, 2025.

CURTIS PARRISH, COUNTY JUDGE

ATTEST:

Kelly Pinion, County Clerk

APPROVED AS TO FORM:

Civil Division Chief
Lubbock County District Attorney's Office

Exhibit A

**CR 1700 – US 84 TO CR 6430
RIGHT-OF-WAY ACQUISITION
PARCEL SUMMARY**

Parcel No.	Acquisition Type	Owner Name	Legal Description	Property Address
8	Full Property	Bhavna and Amit Shah	1.00 Acre Tract in Section 25, Block JS	NW Corner of Intersection of CR 1700 and CR 6400
61	Drainage Easement	Susan Stephenson	1.5475 Acre Parcel in Section 23, Block JS	4902 CR 1700 Shallowater, TX 79363
82	ROW	High Point Village, Inc.	0.0072 Acre Tract in Section 12, Block JS	SE Corner of Intersection of CR 1700 and CR 6300
83	Drainage Easement	Jordan and Cortni McKay	0.3329 Acre Tract in Section 12, Block JS	3202 N CR 1700 Lubbock, TX 79416
84	Drainage Easement	Ju-Lien Chou Ho	2.6528 Acre Parcel in Section 12, Block JS	6008 Ursuline St. Lubbock, TX 79416

Exhibit A

LCAD ID	Legal Description
R307361	Lot 4, Sierra Vista Estates
R307362	Lot 5, Sierra Vista Estates
R307379	Lot 22, Sierra Vista Estates
R312946	Lot 23, Sierra Vista Estates
R312979	Lot 56, Sierra Vista Estates
R49196	11.183 Acre Tract in Section 8, Block JS, AB 1426
R72319	BLK JS, SEC 25 AB 337 TR H2 AC: 1
R330657	BLK JS, SEC 25 AB 337 TR H2A AC:19
R70287	BLK JS, SEC 25 AB 337 TR H1 AC:16
R156244	BLK JS, SEC 25 AB 337 TR H1A AC:4
R140394	BLK JS, SEC 25 AB 337 TR H3 AC:3
R114606	BLK JS, SEC 25 AB 337 TR H AC:32.4635
R61812	BLK JS, SEC 25 AB337 TR F1 AC: 1
R102554	BLK JS, SEC 25, AB 337 TR F2 AC:1
R305899	BLK JS, SEC 25, AB 337 F3 AC: 0.495
R156248	BLK JS, SEC 25, AB337 TR F3 AC: 17.505
R305907	BLK JS, SEC 25 AB 337 TR F9 AC: 9.812
R321242	BLK JS, SEC 25, AB 337 TR F11 AC: 10.84
R112138	BLK JS, SEC 25, AB 337, TR C NE/4 ACS: 1
R114742	BLK JS, SEC 25, AB 337 TR B NE/4 ACS: 3.907
R342617	BLK JS, SEC 25, AB 337 TR F10 AC: 5.21
R325327	BLK JS, SEC 25, AB 337, TR F10A AC 2.5
R348793	BLK JS, SEC 25, AB 337 TR F7A AC: 2.617
R305906	BLK JS, SEC 25, AB 337 TR F8 AC: 5.171
	BLK JS, SEC 25, AB 337, TR F6A1 AC: 2.138
R331251	BLK JS, SEC 25, AB 337, TR F6A AC: 2.138
R302192	BLK JS, SEC 25, AB 337, TR F5 AC: 2.575
R333449	BLK JS, SEC 25, AB 337, TR F5C AC: 1.688
R333448	BLK JS, SEC 25, AB 337, TR F5B AC: 2.173
R302191	BLK JS, SEC 25, AB 337, TR F4, AC: 3.2
R150945	LOT 1, MILWAUKEE HEIGHTS
R150946	LOT 2, MILWAUKEE HEIGHTS
R150947	LOT 3, MILWAUKEE HEIGHTS
R150948	LOT 4, MILWAUKEE HEIGHTS
R150949	LOT 5, MILWAUKEE HEIGHTS
R150950	LOT 6, MILWAUKEE HEIGHTS
R150951	LOT 7, MILWAUKEE HEIGHTS
R150952	LOT 8, MILWAUKEE HEIGHTS
R150953	LOT 9, MILWAUKEE HEIGHTS
R153732	LOT 29, MILWAUKEE HEIGHTS
R153731	LOT 28, MILWAUKEE HEIGHTS
R73013	BLK JS, SEC 24, AB 1469 TR C, AC: 88.436
R73013	BLK JS, SEC 24, AB 1469 TR C, AC: 88.436

LCAD ID	Legal Description
R302493	BLK JS, SEC 24, AB 904 RR CORR AC: 12.14
R73013	BLK JS, SEC 24 AB 1469 TR C AC: 91.101
R328239	BLK JS, SEC 24, AB 1469 TR C1, AC: 3.379
R348932	BLK JS, SEC 24, AB 1469 TR C1, AC: 3.379
R320445	TRACT A1, STONECREEK
R73068	BLK JS, SEC 24, AB 1469 TR B ACS: 93.39
R146731	BLK JS, SEC 23, AB 345 TR J1G AC: 5.249
R146724	BLK JS, SEC 23, AB 345 TR J1F AC: 5.249
R146854	BLK JS, SEC 23, AB 345 TR J1I AC: 5.249
R146722	BLK JS, SEC 23, AB 345 TR J1E AC: 5.249
R1424446	BLK JS, SEC 23, AB 345 TR J1C AC: 0.249
R343160	BLK JS, SEC 23, AB 345 TR J1C1 AC: 5.0
R156128	BLK JS, SEC 23, AB 345 TR J1D1 AC: 2.6242
R146718	BLK JS, SEC 23, AB 345 TR J1D AC: 2.6242
R142352	BLK JS, SEC 23, AB 345 TR J1A AC: 2.156
R58391	BLK JS, SEC 12 AB 905 TR A OF NW/4 LESS W 20' & N 70' AC: 30.917
R150495	BLK JS, SEC 12 AB 905 TRS B LESS W 20' & C LESS W 70 OF NW/4 AC: 126.089
R51275	BLK JS, SEC 12 AB 905 TR A OF SW/4 AC: 160
R39042	BLK JS, SEC 7, AB 131 TR 1 & 1B OF NW/PT AC: 25.696
R333620	BLK JS, SEC 7, AB 131 TR 1C OF NW/PT AC: 0.502
R305850	BLK JS, SEC 7, AB 1131 TR 1A OF NW/PT AC: 173.208
R72538	BLK JS, SEC 24, AB 1469, TR B1, ACS: 1.567
R102800	BLK JS, SEC 33, AB 320 S/2, AC: 317.33
R336166	BLK JS, SEC 21, AB 344 TR B OF W/2, ACS: 63.133
R144551	BLK JS, SEC 23 AB 345 TR 1 OF K AC: 6.56
R142421	BLK JS, SEC 23, AB 345 TR 2 OF K AC: 5.249
R144552	BLK JS, SEC 23, AB 345 TR 3 OF K AC: 5.249
R142351	BLK JS, SEC 23, AB 345 TR 4 OF K AC: 5.249
R144424	BLK JS, SEC 23, AB 345 TR 5 OF K, AC: 2.829
R143832	BLK JS, SEC 23, AB 345 TR 6 OF K AC: 5.249
R146734	BLK JS, SEC 23, AB 345 TR 7 OF K AC: 5.249
R146735	BLK JS, SEC 23 AB 345 TR 8 OF TR K AC: 5.249
R146736	BLK JS, SEC 23, AB 345 TR 9 OF K AC: 5.249
R146737	BLK JS, SEC 23, AB 345 TR 10 OF K AC: 5.249
R142350	BLK JS, SEC 23, AB 345 TR 11 & 11A OF K AC: 5.2349
R140855	BLK JS, SEC 23, AB 345 TR K & BAL OF J1 AC: 6.651 LESS ROW
R144553	BLK JS, SEC 23 AB 345 TR J1B AC: 5.249
R156127	BLK JS, SEC 23, AB 345 TR J1L AC: 1.407
R147419	BLK JS, SEC 23, AB 345 TR J1J AC: 4.225
R332353	BLK JS, SEC 23, AB 345 TR J1J1 AC: 1.024
R150583	BLK JS, SEC 23, AB 345 TR J1K AC: 5.249
R146732	BLK JS, SEC 23, AB 345 TR J1H AC: 5.249