



ABANDONMENT OF PUBLIC RIGHT-OF-WAY/EASEMENT APPLICATION

MINIMUM SUBMITTAL REQUIREMENTS

- Abandonment Fee (\$550 for right-of-way, \$250 for easement)
- A completed copy of the Abandonment of Public ROW/Easement Application
- All exhibits processed (except for Exhibit No. 4, which will be processed by staff).
- A copy of a recent (within 90 days) deed or title insurance policy showing the names of the owners, or, an older deed or titles with a Nothing Further Certificate.
- For unplatted property, a signed, sealed and dated metes and bounds description and a diagram of the property showing the location of the abandonment.
- For platted property, a copy of the plat showing the lot, block, subdivision, and recording information.
- Corporate or partnership owners must furnish a copy of a corporate resolution or other proof of authority to sign on behalf of the corporation, partnership, or joint venture.

APPLICATION

ADDRESS: _____

LEGAL DESCRIPTION: _____

APPLICANT (Primary Contact for the Project):

Name: _____ email: _____

Street Address: _____

City: _____ State: _____ Zip Code: _____

Phone Number: _____ Fax Number: _____

PROPERTY OWNER'S INFORMATION (If different from above):

Name: _____ email: _____

Street Address: _____

City: _____ State: _____ Zip Code: _____

Phone Number: _____ Fax Number: _____

The applicant has prepared this application and certifies that the facts stated hereing and exhibits attached hereto are true and correct.

Signature of Owner

Date

Abandonment Location: _____

**APPLICATION FOR
THE ABANDONMENT OF A
PUBLIC RIGHT-OF-WAY/EASEMENT**

Date: _____

Location of Right-of-way/Easement to be Abandoned:

Property Owner's Name and Address: _____

Property Owner's Phone Number: _____

Property Owner's email: _____

TO THE MAYOR AND CITY COUNCIL OF THE CITY OF BURLESON:

The undersigned hereby makes application for the abandonment of that portion of the above right-of-way particularly described in Exhibit No. 1, attached. In support of this application, the undersigned represents and warrants the following:

1. The undersigned will hold the City of Burleson harmless, and indemnify it against all suits, costs, expenses, and damages that may arise or grow out of such abandonment.
2. Attached, marked Exhibit No. 1, are two sealed metes and bounds descriptions (dividing the area in half) of the area sought to be abandoned, prepared by a Registered Public Surveyor.
3. Attached, marked Exhibit No. 2, are two copies of a plat or detailed sketch of that portion of the public right-of-way/easement sought to be abandoned and the surrounding area to the nearest streets in all directions, showing the abutting lots and block, and the subdivision in which the above described right-of-way/easement is situated, together with the record owners of such lots.
4. Attached, marked Exhibit No. 3, is the consent of all public utilities to the abandonment.
5. Attached, marked Exhibit No. 4, is the consent of the City of Burleson staff to the abandonment.
6. Attached, marked Exhibit No. 5, is the consent of all the abutting property owners, except the following: (if none, so state)

Abandonment Location: _____

7. Such public right-of-way/easement should be abandoned because:

8. Such public right-of-way/easement has been and is being used as follows:

I swear that all of the information contained in this application is true and correct to the best of my knowledge and belief.

Owner's Signature:

Date:

STATE OF TEXAS

ACKNOWLEDGEMENT

COUNTY OF JOHNSON

Subscribed and sworn to me, a Notary Public, this _____ day of _____, 20____,
by _____.

Notary Public in and for the State of Texas

EXHIBIT NO. 1

Attached is a sealed copy of the metes and bounds description of the public right-of-way or easement situated in _____ Addition/Subdivision/Survey to the City of Burleson, Johnson County, Texas, sought to be abandoned.

EXHIBIT NO. 2

Attached is a copy of a plat or detailed sketch of the public right-of-way/easement sought to be abandoned in the above-mentioned application, showing the surrounding area to the nearest streets in all directions, abutting lots, the block or blocks in which the portion of the public right-of-way/easement sought to be vacated is situated, and the addition or subdivision in which the portion of the public right-of-way/easement sought to be abandoned is situated. Also, the names of record owners of the abutting lots are shown.

**EXHIBIT NO. 3
EASEMENT ABANDONMENT
UTILITY COMPANY SIGN OFF SHEET**

The undersigned public utility companies, using or entitled to use under the terms and provisions of agreements with the City of Burleson, that portion of the public utility easement sought to be abandoned, do hereby consent to the joint use of the described portion of such utility easement in Lot(s) _____, Block(s) _____ of the _____ Addition to the City of Burleson, _____ County, Texas.

TXU ELECTRIC

By: _____
(Please Print)

Title: _____
(Please Print)

Signature: _____

SBC

By: _____
(Please Print)

Title: _____
(Please Print)

Signature: _____

CHARTER CABLE

By: _____
(Please Print)

Title: _____
(Please Print)

Signature: _____

BETHESDA WATER SUPPLY CORP.

By: _____
(Please Print)

Title: _____
(Please Print)

Signature: _____

**JOHNSON COUNTY RURAL WATER
SUPPLY CORP.**

By: _____
(Please Print)

Title: _____
(Please Print)

Signature: _____

PATHWAY COMMUNICATIONS

By: _____
(Please Print)

Title: _____
(Please Print)

Signature: _____

UNITED COOPERATIVE SERVICES

By: _____
(Please Print)

Title: _____
(Please Print)

Signature: _____

ATMOS ENERGY

By: _____

Title: _____
(Please Print)

Signature: _____

NOTE: ONLY UTILITY COMPANIES THAT PROVIDE SERVICE IN THE AREA REQUESTED FOR USE MUST COMPLETE THIS EXHIBIT.

Abandonment Location: _____

EXHIBIT NO. 4

The undersigned, City staff of the City of Burleson, certify that they have carefully considered the Application for Abandonment of the public right-of-way/easement referred to above from the standpoint of the City of Burleson ordinances and with respect to present and future needs of the City of Burleson and see no objection to the requested abandonment from the City's standpoint.

Assistant Director of Public Works/Utilities
City of Burleson

Assistant Director of Public Works/Streets and Solid Waste
City of Burleson

Assistant Director of Public Works/Engineering
City of Burleson

Director of Community Development
City of Burleson

Fire Marshal
City of Burleson

Building Official
City of Burleson

EXHIBIT NO. 5

The undersigned owners of property abutting upon that portion of the public right-of-way/easement named and described in the Application for Abandonment of a Public Right-of-Way/Easement referred to above, do hereby consent to such abandonment.

Name: _____

Address: _____

Phone Number: _____

Signature: _____

STATE OF TEXAS

COUNTY OF _____

BEFORE ME, the undersigned, a Notary Public in and for said County and State, on this day personally appeared _____, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and considerations therein.

WITNESS MY HAND AND SEAL OF OFFICE THIS THE ____ DAY OF _____, 20__.

Notary Public in and for the State of Texas

Name: _____

Address: _____

Phone Number: _____

Signature: _____

STATE OF TEXAS

COUNTY OF _____

BEFORE ME, the undersigned, a Notary Public in and for said County and State, on this day personally appeared _____, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and considerations therein.

WITNESS MY HAND AND SEAL OF OFFICE THIS THE ____ DAY OF _____, 20__.

Notary Public in and for the State of Texas

Attach as many copies of this sheet as necessary.

Abandonment Location: _____

UTILITY CONTACT INFORMATION

Oncor Electric Delivery (Electric)

3500 El Campo
Fort Worth, Texas 76107

Terry Sears 817-443-3432
PMDS Utility Designer Sr.
terry.sears@oncor.com

Atmos Energy (Gas)

100 W. Morningside Drive
Fort Worth, Texas 76110

Bob Davison 817-215-4704
bob.davison@atmosenergy.com

AT&T Telephone Company

1116 Houston St.
Room 1410
Fort Worth, Texas 76102

Tommy Ellison (817) 338-5357
Engineering Department
te5574@att.com

Charter Communications

15100 Trinity Blvd., Suite 500
Fort Worth, Texas 76155

Greg Piatt 817-298-3625

Johnson County Special Utility District

2849 Hwy 171 South
P.O. Box 509
Cleburne, TX 76033-0509

Ronnie Nichols 817-558-9522
nicholsr@jcsud.com

Pathway Communications

427 N Broadway St
Joshua, TX 76058-3413

Ricky Allen 817-484-2222
Fax 817-447-0169
ricky@usapathway.com
cc: Robert Strawn
robert@aciglobal.com

Bethesda Water Supply Corporation

P.O. Box 130
509 South Burleson Blvd.
Burleson, TX 76097

Carl Novack 817-295-2131
Fax 817-447-9370

United Cooperative Services

P.O. Box 16
Cleburne, TX 76033

Jason Dillard 817-556-4055
Jason@united-cs.com

City of Burleson

141 W. Renfro
Burleson, TX 76028

Mandy Clark 817-447-5400 x292
Fax 817-426-0971
mclark@burlesontx.com