## **RESOLUTION NO.**

**WHEREAS**, the City Council of the City of Austin has found that public necessity requires the City to acquire certain real property interests for public uses as set out below; and

**WHEREAS**, the City has attempted to purchase those needed real property interests, but has been unable to agree with the owner on the value of the property interest, or the damages, if any; **NOW**, **THEREFORE**,

## BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

The City Attorney, or other authorized designee, is hereby authorized and directed to file, or cause to be filed, a suit in eminent domain on behalf of the City against the owner now having, or who may acquire, an interest in the real property interests necessary to the City, described below, for the public uses set out below, and to take whatever action may be deemed appropriate to effect the necessary acquisitions including but not limited to the deposit of funds in the amount awarded by the Court appointed Special Commissioners.

## BE IT FURTHER RESOLVED:

Owners:

The City Attorney, or other authorized designee, shall file eminent domain proceedings for:

Charlene W. Spillmann, also known as Charlene Wilna
Spillmann, Emil Edward Spillmann, and Emil E. Spillmann as
to a Life Estate Interest, Charles Douglas Spillmann, also
known as Charles D. Spillmann, Mildred Anne Witte, Carl G.
Knape, Luanne Pillsbury Slaughter, Lexine Spillmann,
Individually and Lexine Trisha Spillmann, Independent

Executor of the Estate of Richard Dale Spillmann, Deceased and the Unknown Trustees of the Revocable Trust Agreement executed December 18, 1999 as defined in the Will of Richard Dale Spillmann, Deceased under Cause No. PB-20-002458 Probate Court No. 1, Travis County, Texas, Stephanie Spillmann Koch, Stacy Spillmann Greene, Sherrill D. Spillmann Oates.

Project: Cap Ex South, CKT987&1031 Structure Relocation 2021.

Public Use: Relocating transmission electric structures and lines to accommodate the Texas Department of Transportation's expansion of Interstate Highway 35 (I-35).

Location: South Interstate Hwy 35, Austin, TX 78748 (Premises Identification 430743).

Property: Described in the attached and incorporated Exhibits "A".

The general route of the project is along I-35 from State
Highway (SH) 71 south to SH-45.

ADOPTED:	, 2024 <b>ATTEST:</b>	
		Myrna Rios
		City Clerk