

STATE OF TEXAS

§

COUNTY OF \_\_\_\_\_

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**SITE  
CERTIFICATE**

Before me, the undersigned notary, on this day personally appeared

\_\_\_\_\_, a person whose identity is known to me or who has presented to me a satisfactory proof of identity. After I administered an oath, this person swore to the following:

(1) My name is \_\_\_\_\_. I am over 18 years of age and I am of sound mind, and capable of swearing to the facts contained in this Site Certificate. The facts stated in this certificate are within my personal knowledge and are true and correct.

(2) I am an authorized representative of \_\_\_\_\_, an entity that has filed an application for financial assistance with the Texas Water Development Board for a (water) (wastewater) project.

Please complete only those sections that apply to your project:

**LEGAL CERTIFICATION – LEASE/CONTRACT**

I certify that: \_\_\_\_\_  
(Legal Name of Applicant, i.e., City, District, etc.)

has executed a written lease or other contractual agreement to use the property needed for this (water)(wastewater) project that extends through \_\_\_\_\_(date), the life of the Texas Water Development Board loan or grant that will be used to finance this project, either in whole or in part. A copy of this lease or agreement is attached hereto.

**LEGAL CERTIFICATION – PROPERTY EASEMENT**

I certify that: \_\_\_\_\_  
(Legal Name of Applicant, i.e., City, District, etc.)

has executed an express easement to use the property needed for this (water) (wastewater) project that extends through the life of the Texas Water Development Board loan or grant that will be used to finance this project, either in whole or in part. The express easement to use the property needed for this (water) (wastewater) project extends through \_\_\_\_\_(date). A copy of the express easement agreement is attached hereto.

**LEGAL CERTIFICATION – OWNERSHIP INTEREST**

I certify that \_\_\_\_\_  
(Legal Name of Applicant, e.g. City, District, etc.)

Option A: has acquired the necessary real property interest, as evidenced by fee simple purchase, deed, fully executed earnest money contracts, or completion of eminent domain proceedings; that such acquisition will guarantee access and egress; and such interest will contain the necessary easements, rights of way, or unrestricted use as is required for the project being financed by the Texas Water Development Board. The legal description is referenced below.

The property has been acquired with the use of eminent domain:  True  False

OR

Option B: is in the process of acquiring the necessary real property interest, as evidenced by earnest money contracts, contracts for sale, firm option agreements to purchase the subject property, or the initiation of eminent domain procedures; that such acquisition will guarantee access and egress; and such interest will contain the necessary easements, rights of way, or unrestricted use as is required for the project being financed by the Texas Water Development Board. The legal description is referenced below. The anticipated date of acquisition is:

\_\_\_\_\_.

The property will be acquired with the use of eminent domain:  True  False

If True, then reasonable considerations should be investigated with relevant stakeholders to reduce the necessity of exercising the power of eminent domain to obtain interests in real property by identifying opportunities to utilize existing transportation and utility easements.

Location and Description of Property Interests acquired for Project:

Any deeds or other instruments required to be recorded to protect the title(s) held by \_\_\_\_\_ (Legal Name of Applicant) have been recorded or filed for the record in the County deed records or other required location. The following documents are attached hereto:

Description of documents that were used or will be used to acquire the property:

EXECUTED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_(Signature)

\_\_\_\_\_(Print Name)

\_\_\_\_\_(Title)

Sworn to and subscribed before me by \_\_\_\_\_ on this \_\_\_\_\_ day  
of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_(Notary Public in and for the State of Texas)

[SEAL]

