**RIGHT OF WAY CLEARANCE CERTIFICATION STATEMENT**

SAMPLE LETTER

(USE AGENCY LETTERHEAD and then delete from this line up)

DATE:

TO: District Right of Way Manager

FROM: Name, Title, Agency

SUBJECT: Each certification must contain the following:

 (Explained in EPG 136.8.10.3 of the MoDOT EPG)

 Right of Way Clearance Certification

 Date of NEPA Clearance

 Entire Project or Partial Clearance

 Name of Sponsor

 Road or Project Name

 Federal Project Number

 Termini of the Entire Right of Way Project

 Termini of the Portion of Project Being Cleared

The above referenced city/county certifies the following: (Make all of the statements depending upon type of acquisitions involved for project.)

 \_\_\_\_\_\_ A. Right of Way Required - No Personal Property Moved - No Relocation Assistance Required

1. We certify that all necessary right of way, easements and access rights have been acquired in accordance with the Titles 49 and 23 CFR.

2. Legal and physical possession of all parcels has been obtained.

3. The steps relative to relocation advisory assistance and payments were not required.

 \_\_\_\_\_\_ B. Right of Way Required - Personal Property Moved - No Occupied Improvements Acquired

1. We certify that all necessary right of way, easements and access rights have been acquired in accordance with Titles 49 and 23 CFR.

2. Legal and physical possession of all parcels has been obtained.

3. Steps relative to relocation advisory assistance and payments as required by 49 CFR, Part 24 have been taken (personal property moved only).

 \_\_\_\_\_\_ C. Right of Way Required - Personal Property Moved - Occupied Improvements Acquired (If C applies or is checked, please fill out form 136.8.8a.

1. We certify that all necessary right of way, easements and access rights have been acquired in accordance with Titles 49 and 23 CFR.

2. Legal and physical possession of all parcels has been obtained.

3. Steps relative to relocation advisory assistance and payments as required by 49 CFR, Part 24 have been taken.

4. All individuals and families have been relocated to or offered equivalent decent, safe and sanitary housing in accordance with 49 CFR, Part 24.

**Parcel Acquisition Detail:**

There were \_\_\_\_ parcels on this project that required the acquisition of right of way, easements and/or access rights.

There were \_\_\_\_parcels acquired by negotiation

There were \_\_\_\_\_ parcels acquired by donation.

There were \_\_\_\_\_ parcels that were acquired by condemnation.

There were \_\_\_\_\_ parcels settled administratively for an amount other than the approved offer.

There were \_\_\_\_\_ parcels that were appraised and subsequently voided and not acquired.

There were \_\_\_\_\_ parcels that were deleted from the project, if any.

 (Please attach a written explanation as to why these parcels were deleted from the project)

**Responsibility of Parcel Acquisition:**

There were \_\_\_\_\_ parcels that were acquired by MoDOT personnel.

There were \_\_\_\_\_ parcels that were acquired by Local Public Agency personnel.

There were \_\_\_\_\_ parcels that were acquired by Contract Negotiator(s) on the MoDOT Roster.

**Expenditure Detail**

There was $\_\_\_\_\_\_\_\_\_ spent on total Acquisition of land, realty rights, and improvements. (Please do not include incidental expenses in this figure)

The Right of Way Manager in your District will review the parcel acquisition files and submit this certification and monitoring checklist(s) to Right of Way Central Office for final approval.

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LPA Agency Signature Date