

REQUEST FOR ACQUISITION EXEMPTION

TO: Kansas Department of Commerce
 Small Cities CDBG Program
 1000 S.W. Jackson St., Suite 100
 Topeka, Kansas 66612-1354

FROM: _____ Grant No.: _____
 (City/County)

RE:

Please provide concurrence that the above property is exempt from the requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (URA).

This acquisition of real property is exempt as defined in 49 CFR, Part 24.101 of the URA.

- (1) Voluntary transaction. All procurement requirements specified in OMB 102 will be met and this transaction meets the requirements of ALL THREE of the following conditions:
 - (a) Not acquired under the threat of eminent domain. Advertisements and owners provided written notification to this effect.
 - (b) A specified site is not necessary and the property to be acquired is not part of a project where substantially all of the property within an area will be eventually acquired.
 - (c) The owner will be informed of the estimated fair market value of the property.
- (2) Property is to be acquired by private sector and before the seller enters into the contract of sale, the buyer informs the seller:
 - (a) That it does not have the power of eminent domain and should negotiations fail to result in an amicable agreement, the property will not be acquired; and
 - (b) The owner will be informed of the estimated fair market value of the property.
 Reference: Appendix L
- (3) Property to be acquired is in government ownership and cannot be taken by eminent domain. Property owner is _____.

Supporting data attached:

SIGNATURE: _____ (Date)
 (Chief Elected Official)

Small Cities Program Use Only:

<input type="checkbox"/> Concurrence	Signed: _____
<input type="checkbox"/> Nonoccurrence	Title: _____
	Date: _____