

Oregon Department of Transportation

Right of Way Certificate

1. Project Information

Project Name _____ Bid Opening _____

Highway _____ PS&E Date _____

County _____ FAP No _____

R/W Map # _____ ODOT Region _____ Key No. _____

2. Primary Declaration

I certify to that to the best of my knowledge the following statements are correct with regard to the right-of way required for this project (23 CFR 335.309):

No additional right of way was required. Construction can be accomplished within the existing right of way.

Right of way was acquired in accordance with current FHWA guidance and policy and the approved ODOT Right of Way manual, and

- Cert 1 ☐ All necessary right of way, including access control has been acquired and the agency has full legal and physical possession of the property.
- Cert 2 ☐ All necessary rights have not been acquired; however, the agency has the right to occupy and use all rights of way or will have the rights prior to the project being bid for construction. The pending parcels are listed in Section 8.
- Cert 3 ☐ The agency does not have all the necessary property rights to construct the project and the rights will be acquired after the expected Bid date. The pending parcels are listed in Section 8.

3. Secondary Declaration

To the best of my knowledge, the following statements are correct with regard to the relocation of personal property, residents, and/or businesses. The project required the relocation of: (indicate number of each type of Relocation file)

Project requires no relocation benefits due or offered

Personal Property Only

Residential

Non-Residential

All personal property only relocations are complete or will be complete by the Bid opening date.

All residents have been relocated to DSS housing. All displacees were informed of the entitlements and benefits available to them, and the process to claim them under 49 CFR Part 24. If not, list parcels in Section 9.

All non-residential relocations have been completed. All displacees were informed of the entitlements and benefits available to them, and the process to claim them under 49 CFR Part 24. If not, list parcels in Section 9.

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4. Right of Way Encumbrances and Improvements

To the best of my knowledge, the following statements are correct:

There are no encroachments within the project limits.

There are encroachments within the project limits. Provide resolution plan and information in Section 9.

There are no identified hazardous waste sites within the right of way.

OR

Hazardous waste has been identified and

Its presence impacted the value of the property. Provide information on Section 9.

5. Required Statistical Data (For All Projects)

	Voluntarily	By Court Deposit
Number of Properties Acquired with Federal Funds		
Amount paid for Properties Purchased with Federal Funds		
Number of Properties Acquired without Federal Funds		
Amount paid for Properties Purchased without Federal Funds		

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Key No.

I certify to that to the best of my knowledge the above information is correct with regard to the right-of way required for this project (23 CFR 335.309), and that the Right of Way activities were completed in compliance with Title VI of the Civil Rights Act of 1964.

Signature of Certifying Agency

Region

Right of Way

Right of Way Certificate Additional Information

Project Name _____

Key Number _____

Certification 2: The following files are not in possession of the Agency; however, the following is true:

1. The Agency will have possession prior to Bid Opening; and
2. All occupants of the right of way have been relocated or have had Replacement Housing made available to them.

File No.			Explanation of delay

Certification 3: The following files are not in possession of the Agency and will not be in possession until after the project is awarded. The following statements are true:

1. The FHWA Division concurred with the attached Public Interest Finding. Date: _____
2. All occupants of the right of way have been relocated or have had Replacement Housing made available to them.

File No.			By Condemnation Yes/No	Relocation Complete?	Date Replacement Housing Offered

Right of Way Certificate Additional Information

Project Name

Key Number
