



BRACKETT INDEPENDENT SCHOOL DISTRICT

P.O. Box 586

BRACKETTVILLE, TEXAS 78832

Phone (830) 563-2491 Fax (830) 563-9264

www.brackettisd.net

December 20, 2011

By Certified Mail, Return Receipt Requested

Texas Comptroller of Public accounts

Post Office box 13942

Austin, TX 78711

Re: Brackett ISD's documentation of authority to exercise eminent domain

Dear Madame Comptroller:

Pursuant to Government Code section 2206.101(b), the Brackett Independent School District ("District") hereby asserts that it is authorized by the State of Texas to condemn private property for public use through means of eminent domain. This authority is granted by Article I, Section 17, of the Texas Constitution and Texas Education Code 11.155, which states that:

[a]n independent school district may, by the exercise of the right of eminent domain, acquire the fee simple title to real property on which to construct school buildings or for any other public use necessary for the district.

The District's Board of Trustees passed a Resolution with regard to this matter in a properly posted meeting and with a quorum present, as reflected in the enclosed documents.

It is my understanding that, through timely submission of this letter containing the information required by Government Code section 2206.101(b) by certified mail, return receipt requested, the District will retain the authority to exercise eminent domain beyond September 1, 2013, the sunset date indicated in the statute.

Please contact me if further information is needed.

Sincerely,

Robert Westbrook
Superintendent of Schools

Enclosures