



THE ATTORNEY GENERAL
OF TEXAS

JIM BLATTEN
ATTORNEY GENERAL

February 20, 1990

Mr. Robert E. Shaddock
General Counsel
State Department of Highways
and Public Transportation
11th & Brazos
Austin, Texas 78701-2483

OR90-075

Dear Mr. Shaddock:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 8226.

We have considered the exception you claimed, specifically section 3(a)(5), and have reviewed the documents at issue. A previous determination of this office, Open Records Decision No. 234 (1980), a copy of which is enclosed, resolves your request. For this reason, you may withhold the requested information.

So long as negotiations regarding the purchase of the property have not been completed, the State Department of Highways and Public Transportation may withhold the appraisal report and other technical information including maps and design plans under section 3(a)(5). When the transaction is completed, this information will be open to the public. See Open Records Decision No. 234.

Because case law and prior published open records decisions resolve your request, we are resolving this matter with this informal letter ruling rather than with a published open records decision. If you have questions about this ruling, please refer to OR90-075.

Yours very truly,

A handwritten signature in cursive script that reads "Kay H. Guajardo".

Kay H. Guajardo
Assistant Attorney General
Opinion Committee

KHG/le

Ref.: ID# 8226

Enclosure: Open Records Decision No. 234

cc: Mr. John McClish
Attorney at Law
1801 Lavaca, Suite 120
Austin, Texas 78701