



THE ATTORNEY GENERAL  
OF TEXAS

JIM MATTOX  
ATTORNEY GENERAL

August 22, 1990

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

OR90-397

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# 8473.

The requested information relates to temporary easements that the Department of Highways and Public Transportation acquired in 1985 and 1986, that subsequently expired, and that the department now seeks to reacquire. You received a letter dated December 6, 1989, from Mr. Robert C. Patterson requesting copies of appraisal reports on the easements and reports used by the department in placing a value on the easements. You received another letter from Mr. Patterson dated December 22, 1989, in which he requested appraisal reports prepared in connection with the 1985 and 1986 acquisition of the easements.

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. 564 (1990), a copy of which is enclosed, resolves your request. For this reason, you may withhold the requested information.

Because a prior published open records decision resolves 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 OR90-397.

Yours very truly,



Susan Garrison  
Assistant Attorney General  
Opinion Committee

SG/le

Ref.: ID# 8473, 8535, 9548

Enclosure: Open Records Decision No. 564

cc: Robert C. Patterson  
Attorney at Law  
2008 N.W. Military Highway  
San Antonio, Texas 78213