



MIKE DRISCOLL
county attorney

RQ-280

ID# 14558
MJ

December 31, 1991

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CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Hon. Dan Morales
Attorney General of Texas
Supreme Court Building
P.O. Box 12548
Austin, Texas 78711-2548

RECEIVED

JAN 03 92

Opinion Committee

Attention: Madeleine B. Johnson
Opinion Committee

Ladies and Gentlemen:

Harris County has requested advice regarding what procedure to follow in the sale of surplus land originally acquired by Harris County for a road project which was never completed as proposed. An entire lot in a platted subdivision was acquired in fee, and two adjoining lot owners have indicated an interest to purchase the surplus land.

Please supply us with your opinion on the following questions:

1. Can Harris County sell a strip of land acquired for road purposes (after the road project is abandoned) to an abutting or adjoining landowner without an auction or receiving of bids?
2. Can Harris County sell a strip of land acquired for road purposes (after the road project is abandoned) to an abutting or adjoining landowner without publication of notice?
3. Who is an abutting or adjoining landowner to such strip of land?
4. If two or more abutting or adjoining landowners desire to purchase the strip of land, what procedure may the County use to sell the strip of land?

ACCOMPANIED BY ENCLOSURES —
FILED SEPARATELY

First Assistant: Marsha L. Floyd • Bureau Chiefs: James E. McKnight, Admin. Services, Jerry B. Schank, David R. Hurley • Division Chiefs: Dori A. Wind, Harold M. Streicher, Russell L. Drake, Mary J. McKerral, Donald W. Jackson, Frank E. Sanders, Richard S. Hill

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A memorandum brief is enclosed.

Yours very truly,

MIKE DRISCOLL
County Attorney

A handwritten signature in cursive script that reads "Linda J. Minor".

By LINDA J. MINOR
Assistant County Attorney

MD:LJM

Attachment