



Certificate as to Title to Project Site (Revised)

Adequate Title and Uniform Relocation Act

ARPA Project No. _____.

I _____, Attorney at Law
representing the _____, as title counsel,
do hereby certify:

Section 1: Adequate Title to Project Site (complete section 1 only if grant funds not
being used to acquire property)

_____ I have examined the deed records of the county or counties in which such project
is to be located and, in my opinion, the applicant has a legal and valid fee simple title
to the site of the project, including necessary easements and rights of way; or such
other interest, less than fee simple and fully described below, including terms as to
duration or termination, sufficient to assure undisturbed use and possession for the
purposes of constructing and operation of the project; and in the case of projects
serving more than one municipality, that the participating communities have such
interests or rights sufficient to assure their undisturbed utilization of the project.

Section 2: Certification related to Acquisition (complete sections 1 and 2 if title is
being acquired with project funds)

1. That I have investigated and ascertained the location of, and am familiar with
the legal description of the site or sites being provided by the applicant for all elements
(including distribution lines, collection lines, storage facilities, wells, treatment plants,
lagoons and appurtenances) of the DNR American Rescue Plan Act (ARPA) project
under 49 CFR Subtitle A, Subpart A – General and Subpart B – Real Property
Acquisition, to be constructed and maintained in and upon such site or sites.

2. That, if not previously submitted, I am attaching a legal description of the site
or sites on which the treatment facility is to be constructed. (Description of rights of way
and easements for water mains are not required, but such rights of way and easements are
covered by this title opinion.)

3. Said acquisition was conducted in accordance with 49 CFR Part 24; including
that:

**(Place a checkmark in the box beside as many of the following statements as are
appropriate. At least one statement must be checked; it is possible that more than
statements could be applicable.**

- A. Property was appraised by a qualified appraiser in accordance with nationally recognized appraisal standards; review appraisal was conducted, also by a qualified individual; and both were performed prior to initiation of negotiations;
- B. Certain parcels and/or easements were donated; and the donor, after being fully informed of their rights under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, waived their right to appraisal; and said waivers are on file with the municipality;
- C. Certain parcels and/or easements were, based on a review of available data, determined to have a fair market value of \$10,000 or less; and therefore no appraisals were conducted for those properties.
- D. All necessary real property including easements were acquired prior to January 2, 1971 and is not required to conform to the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970.

4. That any deeds or documents, required to be recorded, in order to protect the title or the owner and the interest of the applicant have been duly recorded wherever necessary.

5. Remarks:

Dated this ____ day of _____, 20__.

_____,
Attorney at Law

_____,
Address

_____,
City and State