

FAYETTE COUNTY RIGHT OF WAY POLICY

The following policy was established by the Fayette County Board of Supervisors (Board) regarding the purchase of Right of Way (ROW) and subsequent damages to real property on County roads within Fayette County.

Herewith, the Board designates the County Engineer and/or his designee as their agent in ROW negotiations.

1. Land Prices:

The price paid to the landowner by the County shall be a fair market price for the proposed right of way required to improve a county road. (This price is not intended to include any improvements on the land such as for fences, trees, buildings, etc.)

- A.) Crop, pasture, timber, and wasteland – land taken for ROW purposes will be paid for at a rate of 42 times the Corn Suitability Rating (CSR) value.
- B.) Farm building site – land purchased for ROW will be paid for at a rate of 42 times the CSR value.
- C.) Road Relocation – Going behind a building site or splitting a farm will be paid for at a rate of 42 times the CSR.
- D.) Borrow land – land purchased on a temporary basis will have the topsoil stripped and salvaged at a depth of one foot, the borrow dirt removed and the topsoil replaced, seeded and ownership shall return to the landowner. This land will be paid at a rate of 21 times the CSR value.

2. Fence:

The price paid for fence is to be full compensation for all labor and materials needed for the removal and reinstallation of fence. The amount of cross fence to be moved shall be added to the total length to be moved. Any fence that will not contain livestock will be negotiated at a lower price.

- A.) Woven wire and board fence:
 - Removal only = \$ 5.00 per rod
 - Erecting on new ROW line = \$15.00 per rod
 - Removal and re-erecting on new ROW line = \$20.00 per rod
 - Construct new fence on road relocation = \$26.00 per rod
- B.) Barb wire fence:
 - Removal only = \$ 4.00 per rod
 - Erecting on new ROW line = \$12.00 per rod
 - Removal and re-erecting on new ROW line = \$16.00 per rod
 - Construct new fence on road relocation = \$22.00 per rod
- C.) Corner Posts:
 - Removal and re-erecting on new ROW line = \$50.00 each

3. **Trees:**

A.) Nut trees over 6 inches in diameter and fruit trees will be compensated at up to \$50.00 each depending on the condition of the tree.

4. **Tile line in ROW:**

A.) All legal tile outlets or tile crossings damaged in the construction of the project will be repaired at no cost to the landowner.

5. **Crop Damage:**

A.) Any crop damaged on the proposed ROW will be compensated at the following rates:

Corn or beans	\$400.00 per acre
Oats	\$200.00 per acre
Alfalfa	\$120.00 per acre or \$40.00 per acre for each remaining cutting, whichever is less.

Note: Cropland that is idled due to County operations will be compensated at the rate of \$120.00 per acre. Pasture will be compensated at the rate of \$60.00 per acre.

6. **Buildings, wells, and other improvements on the proposed ROW or other damages:**

A.) To be considered on an individual basis and negotiated.

7. **Compensation for Abstract Update:**

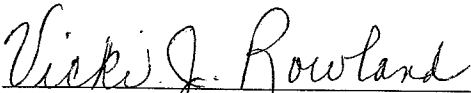
A.) \$100.00 (Not to be considered a complete update for abstracting expenses).

Any deviation from the above listed policies will be considered by the Fayette County Board of Supervisors.

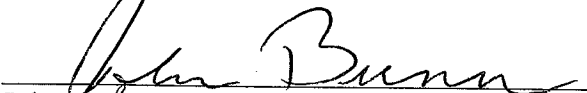
Note: This policy shall not be construed to restrict the County from making mutual benefit agreements where the landowner may contribute ROW, borrow, fence moving, etc. in order to promote a safer and more efficient road system.

This policy will remain in effect until amended by the Fayette County Board of Supervisors.

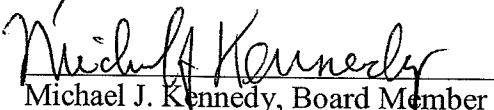
Dated this 23 day of October, 2006.



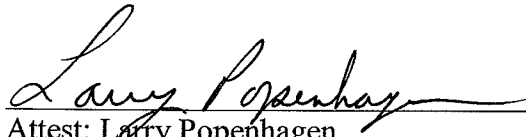
Vicki Rowland, Board Chair



John Bunn, Board Member



Michael J. Kennedy, Board Member



Attest: Larry Popenhagen
Fayette County Auditor