

## Tennessee Valley Authority

## § 1306.2

other factors as TVA deems to be appropriate; provided, however, that the issuance of a TVA permit conveys no property interests, and the objections of a co-owner may be a basis for revocation of the permit.

*Shoreland* means the surface of land lying between minimum winter pool elevation of a TVA reservoir and the maximum shoreline contour.

*Shoreline* means the line where the water of a TVA reservoir meets the shore when the water level is at the full summer pool elevation.

*Shoreline Management Zone (SMZ)* means a 50-foot-deep vegetated zone designated by TVA on TVA-owned land.

*TVA* means the Tennessee Valley Authority.

*TVA property* means real property owned by the United States and under the custody and control of TVA.

*Vice President* means the Vice President, Resource Stewardship, TVA, or a functionally equivalent position.

*Water-based structure* means any structure, fixed or floating, constructed on or in navigable waters of the United States.

*Winter drawdown elevation* means the elevation to which a reservoir water level is lowered during fall to provide storage capacity for winter and spring floodwaters.

*Winter pool* means the lowest level expected for the reservoir during the flood season.

### PART 1305 [RESERVED]

## PART 1306—RELOCATION ASSISTANCE AND REAL PROPERTY ACQUISITION POLICIES

### Subpart A—Regulations and Procedures

Sec.

1306.1 Purpose and applicability.

1306.2 Uniform real property acquisition policy.

1306.3 Surrender of possession.

1306.4 Rent after acquisition.

1306.5 Tenants' rights in improvements.

1306.6 Expense of transfer of title and proration of taxes.

### Subpart B [Reserved]

AUTHORITY: Sec. 213, Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, Pub. L. 91-646, 84 Stat. 1894 (42 U.S.C. 4601) as amended by the Surface Transportation and Uniform Relocation Assistance Act of 1987, Title IV of Pub. L. 100-17, 101 Stat. 246-256 (42 U.S.C. 4601 note); 48 Stat. 58, as amended (16 U.S.C. 831-831dd).

### Subpart A—Regulations and Procedures

#### § 1306.1 Purpose and applicability.

(a) *Purpose.* The purpose of the regulations and procedures in this Subpart A is to implement Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (Pub. L. 91-646, 84 Stat. 42 U.S.C. 4601) as amended by the Surface Transportation and Uniform Relocation Assistance Act of 1987 (Title IV of Pub. L. 100-17, Stat. 246-256, 42 U.S.C. 4601 note) (Uniform Act, as amended).

(b) *Applicability.* (1) Titles and I and II of the Uniform Act, as amended, govern relocation assistance by TVA. For TVA program activities undertaken after April 1, 1989, relocation assistance under those titles will be governed by implementing regulations set forth in Subpart A and Subparts C through G of 49 CFR Part 24.

(2) Regulations and procedures for complying with the real property acquisition provisions of Title III of the Uniform Act, as amended, are set forth in this part.

[52 FR 48019, Dec. 17, 1987]

#### § 1306.2 Uniform real property acquisition policy.

(a) Before negotiations are initiated for acquisition of real property, the Chief of TVA's Land Branch will cause the property to be appraised and establish an amount believed to be just compensation therefor. The appraiser shall afford the owner or his representative an opportunity to accompany him during his inspection of the property.

(b) When negotiations are initiated to acquire real property, the owner will be given a written statement of, and summary of the basis for, the amount estimated as just compensation. The statement will identify the property and the interest therein to be acquired,