



## TX Appleseed Seeks Litigation Support in Black Land Loss Case

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### Project Title

TX Appleseed Seeks Litigation Support in Black Land Loss Case

### Scope of Work

TX Appleseed is seeking a pro bono partner who can fully represent Plaintiffs in future litigation regarding their property damage and rights violations.

### Timing

### Jurisdiction

TX

### Contact Information

If interested, please contact Lena Martinez-Wolfinger, Pro Bono Director at TX Appleseed, at [lmartinezwolfinger@texasappleseed.org](mailto:lmartinezwolfinger@texasappleseed.org).

### Description

Plaintiffs are descendants of Daniel Alexander and sixth-generation owners of historically black acreage in Travis County, Texas. Originally granted to Daniel Alexander in 1847 by the McKinney family, the property has continuously served both agricultural and cultural preservation purposes.

In 1977, the Farm was partitioned into nine tracts, including a private road built by the original owner. The owners of each tract were vested with an undivided 1/9 interest in the private road that traversed all the tracts.

Tracts 1-5 remain with the Family, while Tracts 6 and 7 were sold to AMTEX Multi-Housing LLC & AMTEX Construction LLC, the defendants in this case.

Plaintiffs assert that a gap between their tracts and the defendants' tracts is heir property belonging to the family. Defendants offered to purchase the gap land, but Plaintiffs declined to sell. Defendants proceeded with construction on the gap anyway, encroaching on and damaging Plaintiff's property. Plaintiffs issued a cease and desist, which Defendants also ignored.

In January 2023, Plaintiffs filed suit requesting an injunction, a temporary restraining order, and relief under several causes of action seeking a declaratory judgment, attorneys fees, and exemplary damages. The court granted the TRO, and the parties attempted to engage in settlement negotiations; however, Defendant continued building during negotiations until construction was complete. With completed construction, the Defendants have now refused further negotiations.

Plaintiffs were represented during initial settlement negotiations; however, the scope of that representation has reached its end.

**Subtasks (0)**