

FILED

No. \_\_\_\_\_

2018 APR 16 AM 11:58

Alice Lawson

§  
§  
§

In the Federal Court for the  
Western District of Texas, Austin  
Austin, TX

CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY [Signature]

v.

[Redacted]

A18CV0312 LY

and

Office of the Chief Counsel  
HQ U.S. Army Corps of Engineers

and

Office of the Chief Counsel for  
U.S. Environmental Protection  
Agency Division

Complaint Concerning Easement Sale in Travis County Probate Court Conducted by

[Redacted]

Without Requisite Environmental Reviews by the Relevant Federal Agencies (i.e. the U.S. Army Corps of Engineers and/or the U.S. Environmental Protection Agency).

Comes now [Redacted] and files this action with this federal court in reference to the federal questions as noted below:

1. Based on the record in the related probate court proceedings under Cause No. C-1-PB-14-002129 [Redacted] would note that the probate court approved an easement sale by [Redacted] as referenced above without the requisite environmental reviews and/or approvals.

2. [Redacted] under apparent order of the probate

court as previously referenced for purposes of property donation to the City of Austin, TX, to allow for sewer and water extensions and/or service to adjoining properties managed for development by the referenced private developer [REDACTED] and to then further allow for commercial and/or residential development on said adjoining tracts owned by will applicants [REDACTED] and/or other related parties of properties which an initial investigation of [REDACTED] shows properly belonged to the Collins estate and the heirs of such estate.

3. The easement in question involves lands owned in part by the [REDACTED] of a stream bed that flows into a lake or lakes managed/controlled by the U.S. Army Corps of Engineers thus making this entity a necessary party in this litigation.

4. The easement in question further involves issues related to toxic waste as well as sewer and water extensions proposed by the City of Austin, TX, that could impact the stream bed and/or further result in the seepage of toxic waste and/or other toxins into the development area and/or the easement bed of the stream and/or lakes and/or other waterways in Travis County, TX, into which the stream flows thus necessitating a complete environmental impact review by the U.S. Environmental Protection Agency and thus making this entity a necessary party in this litigation.

5. Finally, the sale was made by [REDACTED] making said individual a necessary party to this litigation.

**Address Information for Service on Necessary Defendant Parties:**

1. The U.S. Army Corps of Engineers can be served by serving any legal officer for this entity as follows:

HQ U.S. Army Corps of Engineers  
Office of the Chief Counsel  
441 G. St., NW  
Washington, DC 20314-1000

2. The U.S. Environmental Protection Agency can be served by serving any legal officer for this entity as follows:

U.S. Environmental Protection Agency  
Office of the Chief Counsel  
1200 Pennsylvania Ave., NW  
Washington, DC 20460

3. [REDACTED] [REDACTED] can be served by serving him at his legal office as follows:

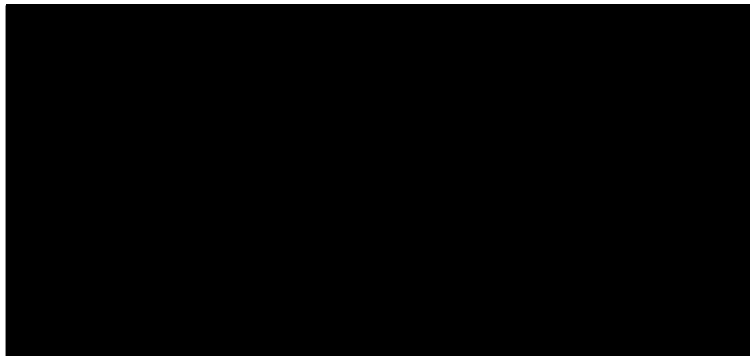
[REDACTED]  
[REDACTED]  
[REDACTED]

Request for Relief:

[REDACTED] [REDACTED] be required to get an environmental impact assessment in reference to the easement sale from both the U.S. Environmental Protection Agency and the U.S. Army Corps of Engineers as the creek bed owned in large part by the Collins estate could, with the anticipated development, result in soil contamination and/or water contamination from the anticipated development and/or the anticipated easement and water service of the City of Austin to be provided via the "creek bed" and/or via the "creek bed" easement as sold by [REDACTED] [REDACTED] [REDACTED] for donation to the City of Austin, TX, for purposes of sewer and water extensions on the "creek bed" to adjoining undeveloped real estate owned by will applicants [REDACTED] [REDACTED] and/or others and apparently and properly belonging to the Collins estate due to apparently unlawful land transfers just prior to or after the death of decedent Collins.

In this regard, Movant Lawson first requests this Court issue a Temporary Injunction prohibiting developer [REDACTED] [REDACTED] from beginning all work on easement land and from donating the easement property to the City of Austin for sewer and water extension(s)/development pending a complete environmental review by the U.S. Environmental Protection Agency and/or the U.S. Army Corps of Engineers. Going further, since the estate properties in large part are comprised of the approximately 300 acres of undeveloped land adjoining the new Austin airport apparently illegally conveyed by [REDACTED] [REDACTED] to themselves at a time just prior to or just after the death of [REDACTED] [REDACTED] [REDACTED] it is important that the federal court then further take jurisdiction over the entire litigated probate under the referenced probate court no. under supplemental powers as granted to this federal court under 28 U.S.C. Sec. 1367.

Wherefore, premises considered, Movant Lawson requests this Honorable Court to take control of the easement property by proper temporary injunction to prohibit at this time all work on the easement property and prohibit from donation of the easement property by developer [REDACTED] to the City of Austin for sewer and water extensions, insure that appropriate and proper environmental reviews are completed both as to the easement property and the adjoining lands apparently and/or properly belonging to the estate, and then take control of the litigated probate under supplemental powers of this court under 28 U.S.C. Sec. 1367 and for such other and/or further relief as deemed just and/or appropriate by this Honorable Court.



JS 44 (Rev. 06/17)

**CIVIL COVER SHEET**

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

**I. (a) PLAINTIFFS**

Alice Lawson

(b) County of Residence of First Listed Plaintiff \_\_\_\_\_  
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

**DEFENDANTS**

Cowan et al

County of Residence of First Listed Defendant \_\_\_\_\_  
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (Known) **A18CV0312 LY**

**II. BASIS OF JURISDICTION** (Place an "X" in One Box Only)

- 1 U.S. Government Plaintiff
- 3 Federal Question (U.S. Government Not a Party)
- 2 U.S. Government Defendant
- 4 Diversity (Indicate Citizenship of Parties in Item III)

**III. CITIZENSHIP OF PRINCIPAL PARTIES** (Place an "X" in One Box for Plaintiff and One Box for Defendant)

	PTF	DEF		PTF	DEF
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

**IV. NATURE OF SUIT** (Place an "X" in One Box Only)

Click here for: Nature of Suit Code Descriptions.

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	<b>PERSONAL INJURY</b> <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/ Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other <b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act <b>IMMIGRATION</b> <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) <b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY	CIVIL RIGHTS	PRISONER PETITIONS			
<input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input checked="" type="checkbox"/> 290 All Other Real Property	<input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	<b>Habeas Corpus:</b> <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <b>Other:</b> <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

**V. ORIGIN** (Place an "X" in One Box Only)

- 1 Original Proceeding
- 2 Removed from State Court
- 3 Remanded from Appellate Court
- 4 Reinstated or Reopened
- 5 Transferred from Another District (specify)
- 6 Multidistrict Litigation - Transfer
- 8 Multidistrict Litigation - Direct File

**VI. CAUSE OF ACTION**

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):  
**28:1331 Federal Question**  
 Brief description of cause:

**VII. REQUESTED IN COMPLAINT:**

CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. **DEMAND \$** \_\_\_\_\_  
 CHECK YES only if demanded in complaint:  
**JURY DEMAND:**  Yes  No

**VIII. RELATED CASE(S) IF ANY**

(See instructions): JUDGE \_\_\_\_\_ DOCKET NUMBER \_\_\_\_\_

DATE \_\_\_\_\_ SIGNATURE OF ATTORNEY OF RECORD \_\_\_\_\_

**FOR OFFICE USE ONLY**

RECEIPT # 100032875 AMOUNT \$400.00 APPLYING IFP \_\_\_\_\_ JUDGE Yeakel MAG. JUDGE \_\_\_\_\_

DUPLICATE

Court Name: TEXAS WESTERN  
Division: 1  
Receipt Number: 100032875  
Cashier ID: cjames  
Transaction Date: 04/16/2018  
Payer Name: SPARRE PROCESS SERVING, LLC

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CIVIL FILING FEE

For: ALICE LAWSON  
Amount: \$400.00

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PAPER CHECK

Check/Money Order Num: 1949  
Amt Tendered: \$400.00

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Total Due: \$400.00  
Total Tendered: \$400.00  
Change Amt: \$0.00

1:18-CV-312-LY; LAWSON V. CLAIBORNE  
COWAN ET AL; NEW CASE FILING FEE