

NOVEMBER 19, 1999

RES. NO. 99-11-A-053
PROJECT: N-900-705/I-10-6(40)303 / 010CH303H088801R
HIGHWAY: OCOTILLO ST.(BENSON) / BENSON-STEINS PASS
SECTION: B-10-JCT. I-10 / Benson Interstate Freeway-Unit I
ROUTE NO.: I-10
ENG. DIST.: S
COUNTY: Cochise

RESOLUTION OF ABANDONMENT

MARY E. PETERS, Director, Arizona Department of Transportation, on November 19, 1999, presented and filed with this Transportation Board her written report under Arizona Revised Statutes Section 28-7046, recommending the abandonment of a portion of right of way within the above referenced project.

The portion of right of way to be abandoned is depicted in Appendix "A" and delineated on maps and plans on file in the office of the State Engineer, Intermodal Transportation Division, Phoenix, Arizona, entitled "Right of Way Plans, OCOTILLO ST.(BENSON) / BENSON-STEINS PASS Highway, Project N-900-705/I-10-6(40)303 / 010CH303H088801R."

WHEREAS said portion of right of way is no longer needed for state highway purposes; and

WHEREAS this Board finds that public safety, necessity and convenience will be served by accepting the Director's report; therefore, be it

RESOLVED that the recommendation of the Director is adopted and made part of this resolution; be it further

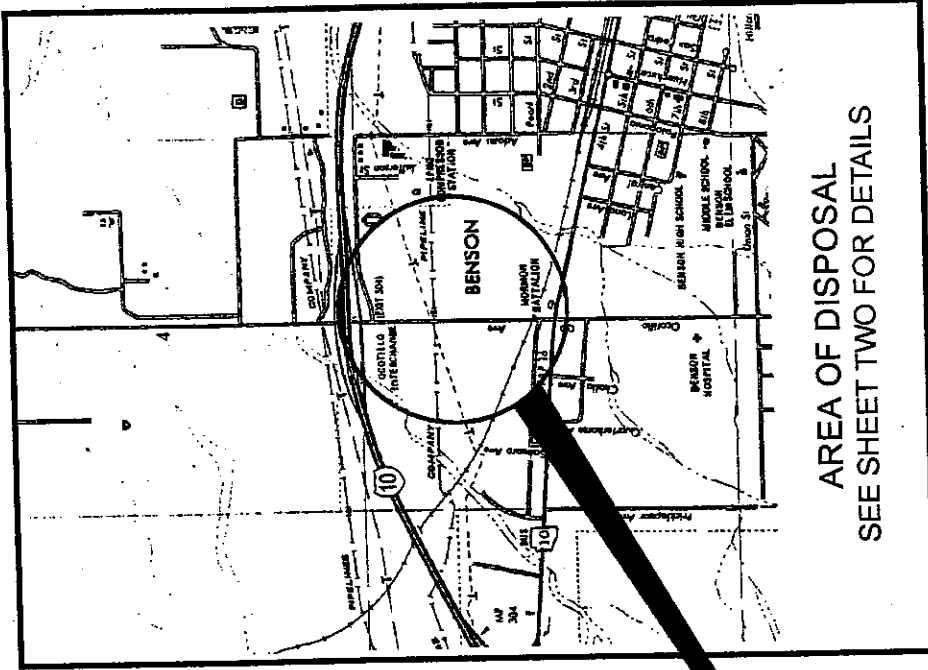
RESOLVED that the portion of right of way depicted in Appendix "A" is hereby removed from the State Highway System and abandoned to the City of Benson as provided in Arizona Revised Statute Section 28-7207 and 28-7209, and effective upon recordation in the Office of the County Recorder in accordance with Arizona Revised Statute Section 28-7213; be it further

RESOLVED that the Director provide written notice to the City of Benson evidencing the abandonment of the State's interest.

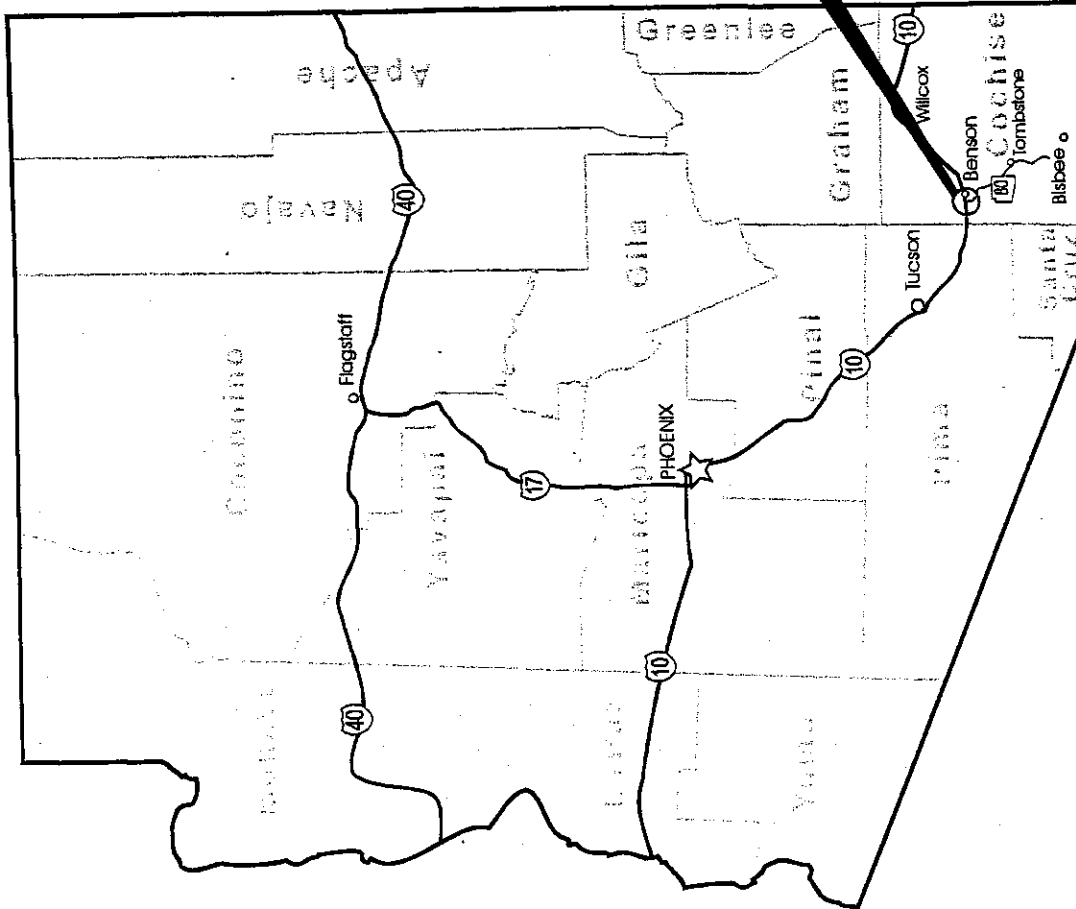


T. 17 S.

R. 20 E.



AREA OF DISPOSAL
SEE SHEET TWO FOR DETAILS



THIS PLAT WAS PHOTOGRAPHICALLY
REPRODUCED FROM
GENERAL HIGHWAY MAP

COCHISE COUNTY, ARIZONA

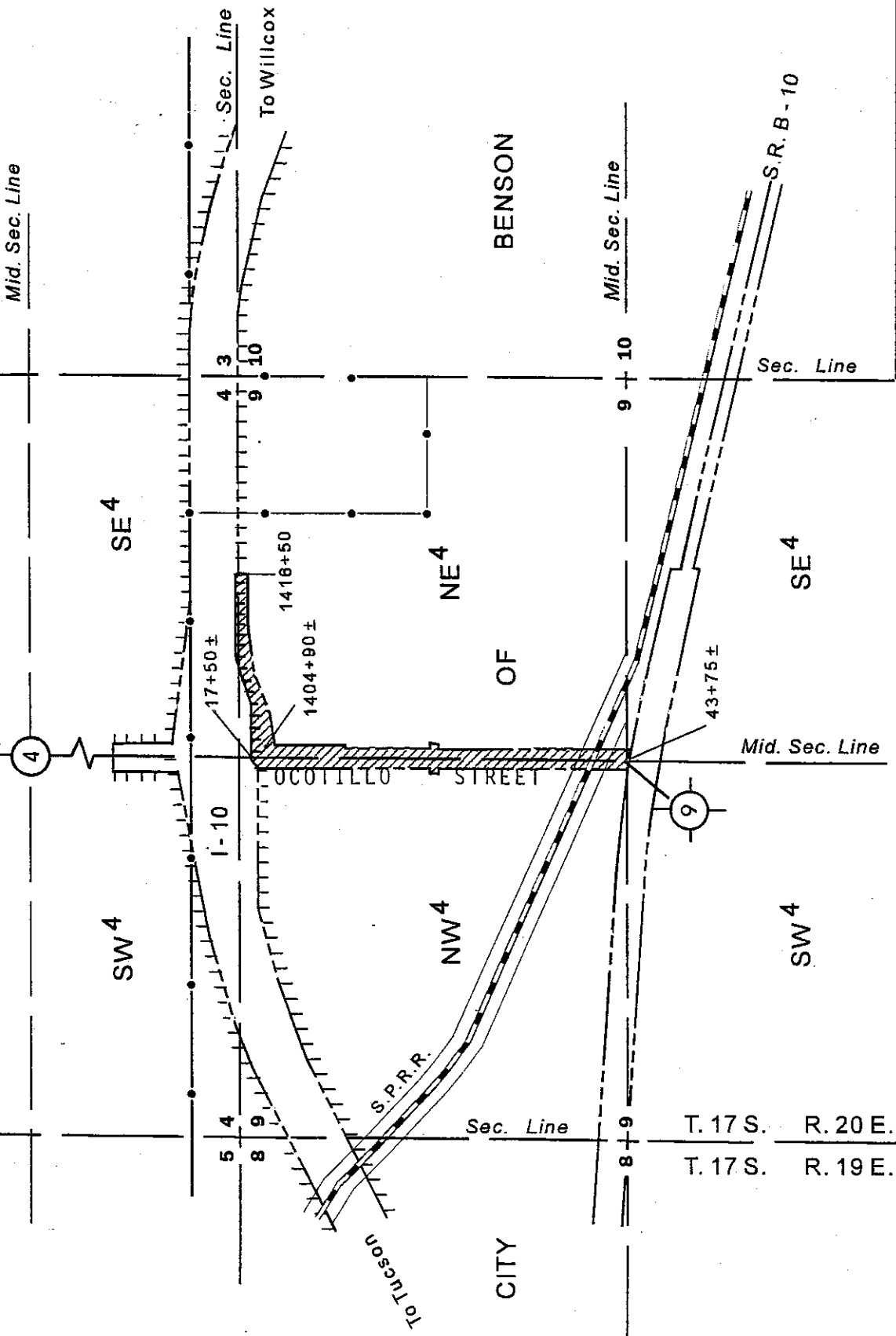
ARIZONA DEPARTMENT OF TRANSPORTATION
HIGHWAYS DIVISION
PHOTOGRAMMETRY AND MAPPING
IN COOPERATION WITH
US DEPARTMENT OF TRANSPORTATION
FEDERAL HIGHWAY ADMINISTRATION

APPENDIX A

N-900-705 / I-10-6(40)303 /
010 CH 303 H0888 01R
Ocotillo St. (Benson) - Benson - Steins Pass
Jct. B-10 - Jct. I-10 / Benson Interstate
Freeway Unit 1

Cochise County
Date 11-19-99

SHEET 1 OF 3



N-900-705 / I-10-6(40)303 /
 010 CH 303 H0888 01R
 Ocotillo St. (Benson) - Benson - Steins Pass
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 Freeway Unit 1

Cochise County
 Date 11-19-99

SHEET 2 OF 3

 AREA OF DISPOSAL

APPENDIX A

Information on this plat
 was obtained from RW
 Map # D - 2 - T - 431

Appendix "A"

Sheet 3 of 3.

Those portions of the Southwest quarter of the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 4, and Section 9, Township 17 South, Range 20 East, Gila and Salt River Meridian, Cochise County, Arizona, described as follows:

All of the Ocotillo Street right of way, including the associated drainage easements, beginning at the southerly access control fence of Interstate Highway 10 (BENSON - STEINS PASS HIGHWAY) at approximate Cross Road Highway Engineer Station 17+50;

thence southerly to the northerly right of way line of B-10 at approximate Cross Road Highway Engineer Station 43+75; and

All of the right of way for the South Frontage Road lying southerly of the access control fence of Interstate Highway 10 beginning Right of approximate Interstate Highway 10 Highway Engineer Station 1404+90;

thence easterly to the POINT OF ENDING Right of Interstate Highway 10 Highway Engineer Station 1416+50.

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REPORT AND RECOMMENDATION

TO THE HONORABLE ARIZONA TRANSPORTATION BOARD:

The Intermodal Transportation Division has made a thorough investigation concerning the abandonment of a portion of right of way acquired for Interstate 10 within the above referenced project.

The portion is previously established by Arizona Highway Commission Resolution 67-74, dated October 10, 1967 as an access controlled highway; thereafter Resolution 72-70, dated September 8, 1972 established additional right of way.

A portion of the previously acquired right of way is no longer needed for state transportation purposes. The City of Benson has agreed to accept jurisdiction of the right of way.

Accordingly, I recommend that the State's interest in the portion of right of way be abandoned.

The portion of right of way to be abandoned is depicted in Appendix "A" and delineated on the maps and plans on file in the office of the State Engineer, Intermodal Transportation Division, Phoenix, Arizona, entitled "Right of Way Plans, OCOTILLO ST.(BENSON) / BENSON-STEINS PASS Highway, Project N-900-705/I-10-6(40)303 / 010CH303H088801R."

I further recommend that the portion of right of way depicted in Appendix "A" be removed from the State Highway System and abandoned to the City of Benson.

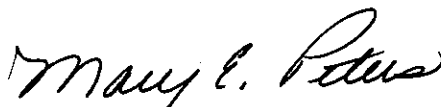
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All other rights of way and easements and appurtenances thereto subject to the provisions of Arizona Revised Statutes Section 28-7210 shall continue as they existed prior to the disposal of easement right of way depicted in Appendix "A".

Pursuant to Arizona Revised Statutes Section 28-7046, I recommend that the Transportation Board adopt a resolution making this recommendation effective.

Respectfully submitted,



MARY E. PETERS, Director
Arizona Department of Transportation

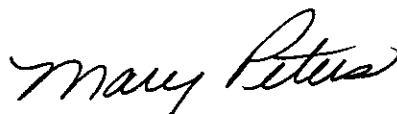
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CERTIFICATION

I, MARY E. PETERS, Director of the Arizona Department of Transportation, do hereby certify that the foregoing is a true and correct copy from the minutes of the Transportation Board made in official session on November 19, 1999.

IN WITNESS WHEREOF I have hereunto set my hand and the official seal of the Transportation Board on November 19, 1999.



MARY E. PETERS, Director
Arizona Department of Transportation