

NOVEMBER 16, 2001

RES. NO. 2001-11-A-079
PROJECT: 600-0-705 / 101LMA020H081301R
HIGHWAY: AGUA FRIA FREEWAY
SECTION: 51st Ave. - Jct. I-17
ROUTE NO.: State Route 101 Loop
ENG. DIST.: M
COUNTY: Maricopa
PARCEL: 7-9821A

RESOLUTION OF ESTABLISHMENT

VICTOR M. MENDEZ, Director, Arizona Department of Transportation, on November 16, 2001, presented and filed with this Transportation Board his written report under Arizona Revised Statutes Section 28-7046, recommending the establishment and acquisition of additional right of way for the improvement of a portion of State Route 101 Loop as set forth in the above referenced project.

The additional right of way to be established and acquired for this improvement 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, AGUA FRIA FREEWAY, Project 600-0-705 / 101LMA020H081301R."

WHEREAS establishment and acquisition of the additional right of way is necessary for this improvement; and

WHEREAS because of these premises, this Board finds public safety, necessity and convenience require the recommended establishment and acquisition of the additional land needed for this improvement; 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 as depicted in Appendix "A" is hereby established as an integral part of State Route 101 Loop and designated part of the state highway system; be it further

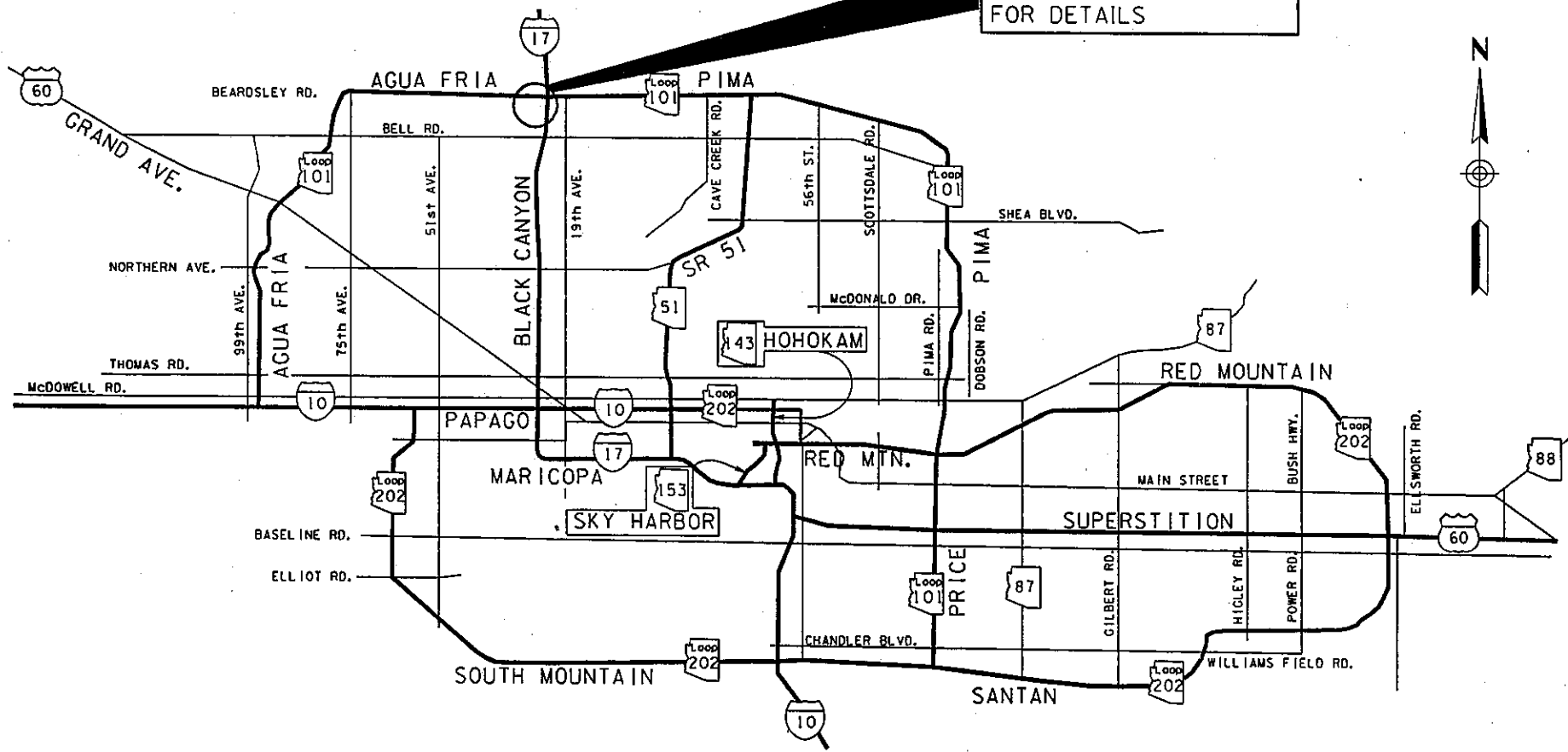
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RESOLVED that the Director is hereby authorized to acquire by lawful means, in accordance with Arizona Revised Statutes Section 28-7092, a drainage easement or such other interest as is required, including material for construction, haul roads, and various easements in any property necessary for or incidental to the improvements as delineated on said maps and plans; be it further

RESOLVED that the Director secure an appraisal of the property to be acquired and that necessary parties be compensated. Upon failure to acquire said lands by other lawful means, the Director is authorized to initiate condemnation proceedings.

AREA OF ESTABLISHMENT
SEE SHEET 2 OF 2
FOR DETAILS



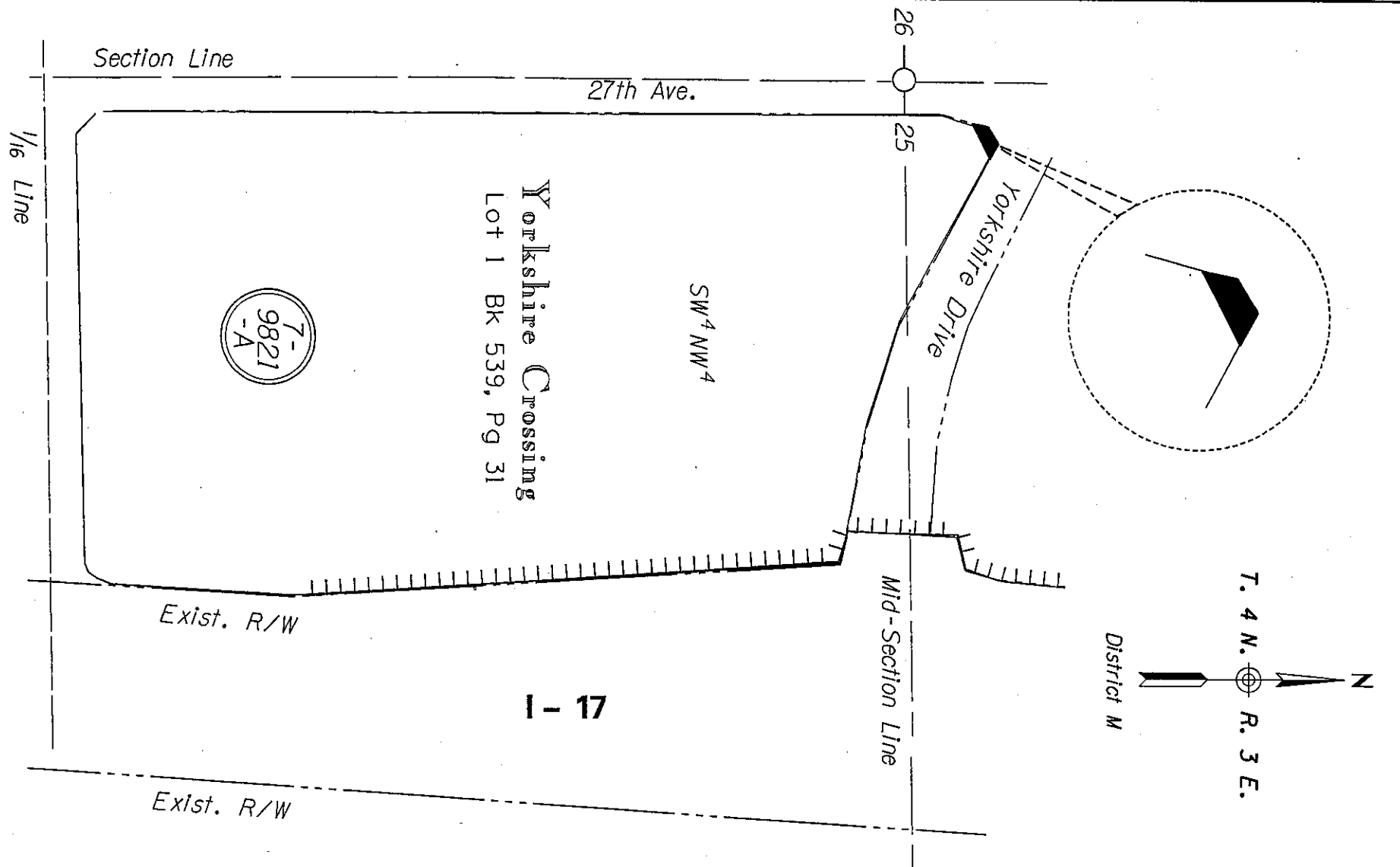
THIS PLAT WAS DIGITALLY PRODUCED
FROM ARIZONA DEPARTMENT OF
TRANSPORTATION
GENERAL HIGHWAY MAP

RIGHT OF WAY PLANS SECTION
REVISED MAY 17, 2000

APPENDIX "A"

101L MA 020 H0813 01R /
BPM-600-0-705
AGUA FRIA FREEWAY SR 101L
51st Ave. - Jct. I-17
Maricopa County

DATE: NOV 16, 2001 SHEET: 1 OF 2



THIS PLAT WAS DIGITALLY PRODUCED
FROM ARIZONA DEPARTMENT OF
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GENERAL HIGHWAY MAP

RIGHT OF WAY PLANS SECTION
REVISED JULY 17, 2000

AREA OF
ESTABLISHMENT

APPENDIX "A"

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REPORT AND RECOMMENDATION

TO THE HONORABLE ARIZONA TRANSPORTATION BOARD:

The Intermodal Transportation Division has made a thorough investigation concerning the establishment and improvement of a portion of State Route 101 Loop within the above referenced project.

This portion was previously established as a state route and a state highway, designated Temporary State Route 101 Loop by Arizona Transportation Board Resolution 88-05-A-40, dated May 20, 1988.

A drainage easement is now necessary to prevent freeway drainage from entering a property owners storm water retention system. Accordingly, it is necessary to establish and acquire the additional right of way for this improvement.

The additional right of way to be established and acquired for this improvement 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, AGUA FRIA FREEWAY, Project 600-0-705 / 101LMA020H081301R."

In the interest of public safety, necessity and convenience, I recommend that the area depicted in Appendix "A" be established as an integral part of State Route 101 Loop and be designated part of the State Highway System.

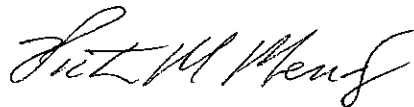
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I further recommend the acquisition of the new right of way, material for construction, haul roads and various easements necessary for or incidental to the improvement.

Pursuant to Arizona Revised Statutes Section 28-7046, I recommend the adoption of a resolution making this recommendation effective.

Respectfully submitted,



VICTOR M. MENDEZ, Director
Arizona Department of Transportation

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APPROVED
FOR THE DIRECTOR
OF THE ARIZONA
DEPARTMENT OF TRANSPORTATION

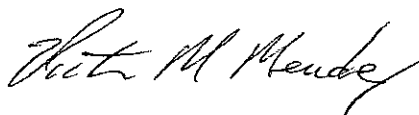
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CERTIFICATION

I, VICTOR M. MENDEZ, 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 16, 2001.

IN WITNESS WHEREOF I have hereunto set my hand and the official seal of the Transportation Board on November 16, 2001.



VICTOR M. MENDEZ, Director
Arizona Department of Transportation