

February 15, 2002

RES. NO. 2002-02-A-005
PROJECT: F-075-1-602 / S-085-A-300 / 085PM057H489301R
HIGHWAY: GILA BEND - LUKEVILLE
SECTION: Organ Pipe - International Border
(Lukeville - N. Boundary Nat'l Monument)
ROUTE NO.: State Route 85
ENG. DIST.: T
COUNTY: Pima
PARCEL: 10-1341

RESOLUTION OF ESTABLISHMENT

VICTOR M. MENDEZ, Director, Arizona Department of Transportation, on February 15, 2002, 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 85 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 Transportation Division, Phoenix, Arizona, entitled "Right of Way Plans, GILA BEND - LUKEVILLE Highway, Project F-075-1-602 / S-085-A-300 / 085PM057H489301R, under Change Order No. 9522, dated November 1, 2001 and December 20, 2001."

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

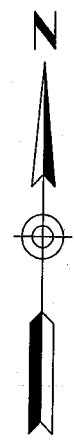
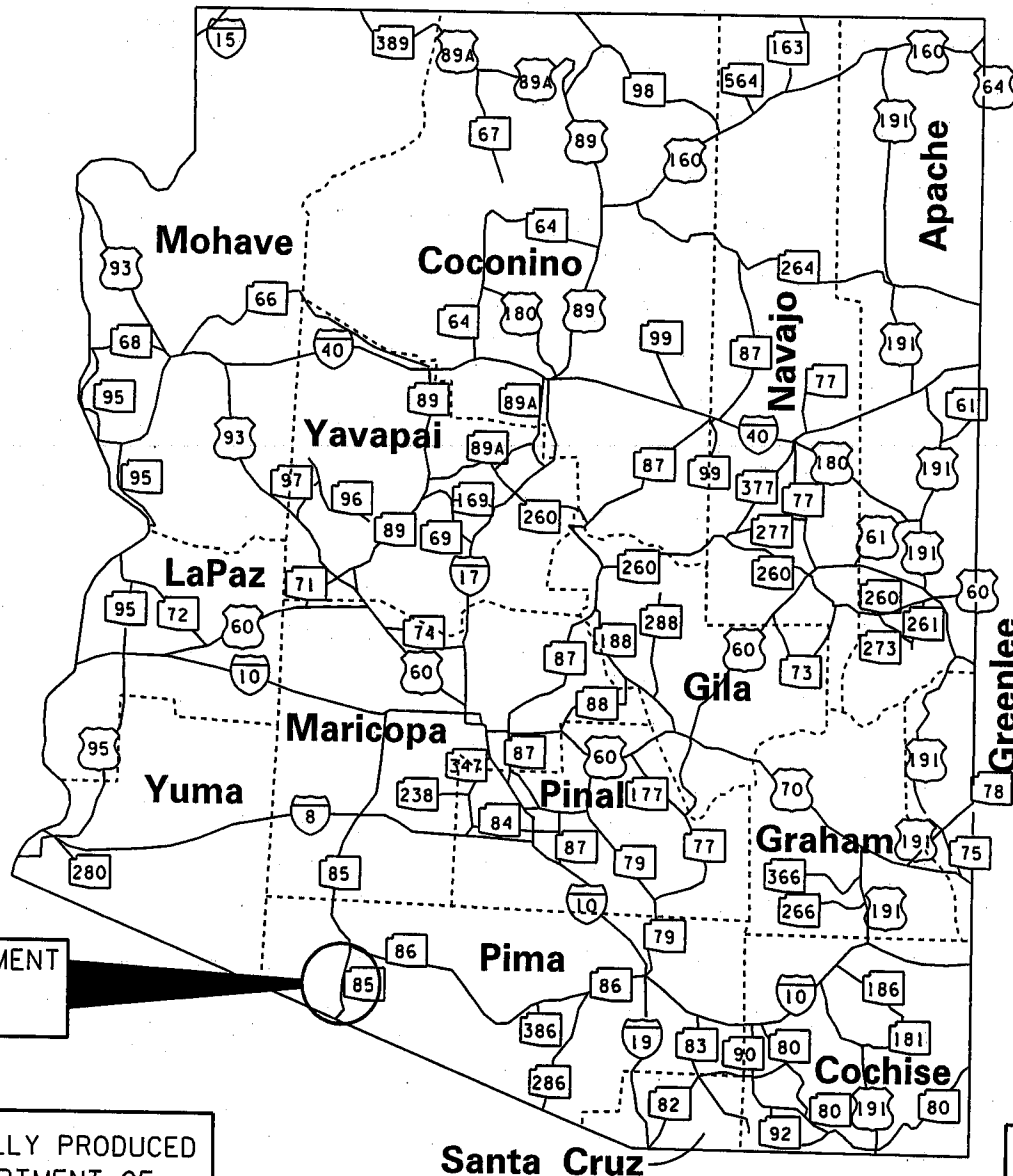
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RESOLVED that the portion of right of way as depicted in Appendix "A" is hereby designated a state route and state highway; be it further

RESOLVED that the Director is hereby authorized to acquire by lawful means, including exchanges, in accordance with Arizona Revised Statutes Section 28-7092, an estate in fee, 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

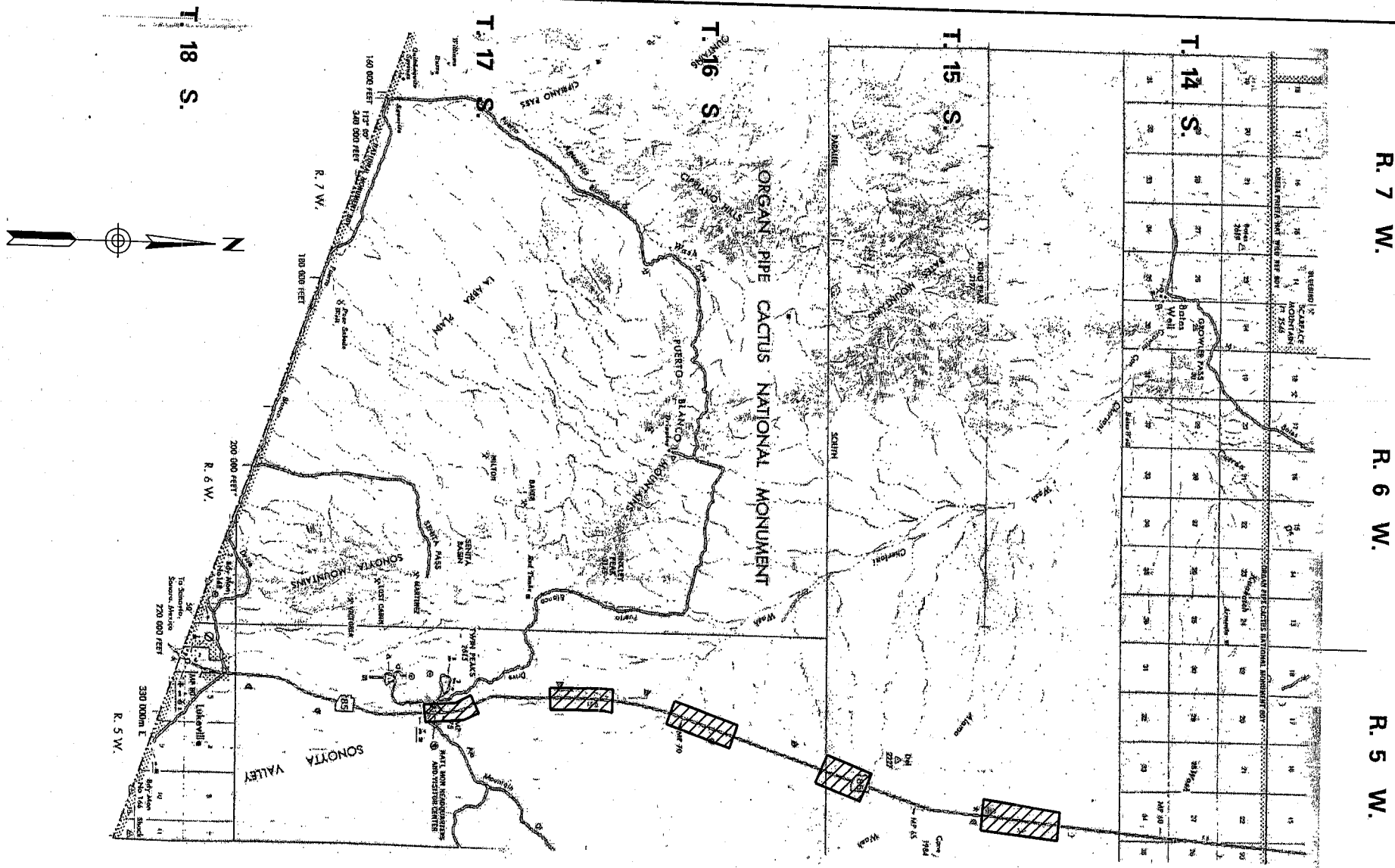
THIS PLAT WAS DIGITALLY PRODUCED
FROM ARIZONA DEPARTMENT OF
TRANSPORTATION
GENERAL HIGHWAY MAP

RIGHT OF WAY PLANS SECTION
REVISED MAY 17, 2000

APPENDIX "A"

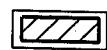
085 PM 057 H4893 01R /
F-075-1-602 / S-085-A-300
GILA BEND - LUKEVILLE HWY SR 85
Organ Pipe - International Border
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DATE: FEB 15, 2002 SHEET: 1 OF 2



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 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"

085 PM 057 H4893 OIR /
 F-075-1-602 / S-085-A-300
 GILA BEND - LUKEVILLE HWY SR 85
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DATE: FEB 15, 2002 SHEET: 2 OF 2

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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 85 within the above referenced project.

This portion was previously established as a state route and a state highway by Arizona Highway Commission Resolution dated January 10, 1955, page 143 of the Official Minutes; thereafter, Arizona Transportation Board Resolution 80-10-A-37, dated August 22, 1980, authorized documentation and acquisition of existing right of way.

Additional right of way is now needed to accommodate new traffic lanes for access to wayside pullouts and for drainage improvements to ensure the safety of the traveling public. Accordingly, it is necessary to establish and acquire the additional right of way for this 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, GILA BEND - LUKEVILLE Highway, Project F-075-1-602 / S-085-A-300 / 085PM057H489301R, under Change Order No. 9522, dated November 1, 2001 and December 20, 2001."

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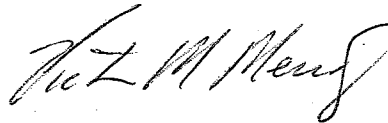
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In the interest of public safety, necessity and convenience, I recommend that the area depicted in Appendix "A" be established and improved as a state route and state highway.

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

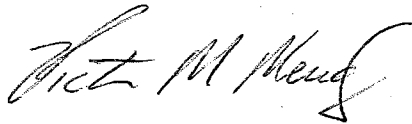
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CERTIFICATION

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 February 15, 2002.

IN WITNESS WHEREOF I have hereunto set my hand and the official seal of the Transportation Board on February 15, 2002.



VICTOR M. MENDEZ, Director
Arizona Department of Transportation