

JUNE 21, 2002

RES. NO. 2002-06-A-023
PROJECT: I-19-1-801 / 019SC007H408501R
HIGHWAY: NOGALES - TUCSON
SECTION: Rio Rico - Ruby Rd. E. Frontage Rd.
ROUTE NO.: Interstate Route 19
ENG. DIST.: T
COUNTY: Santa Cruz

RESOLUTION OF ESTABLISHMENT

VICTOR M. MENDEZ, Director, Arizona Department of Transportation, on June 21, 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 Interstate Route 19 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, NOGALES - TUCSON, Highway, Project I-19-1-801 / 019SC007H408501R."

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 and that access to the highway shall be controlled as delineated on the maps and plans; therefore, be it

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

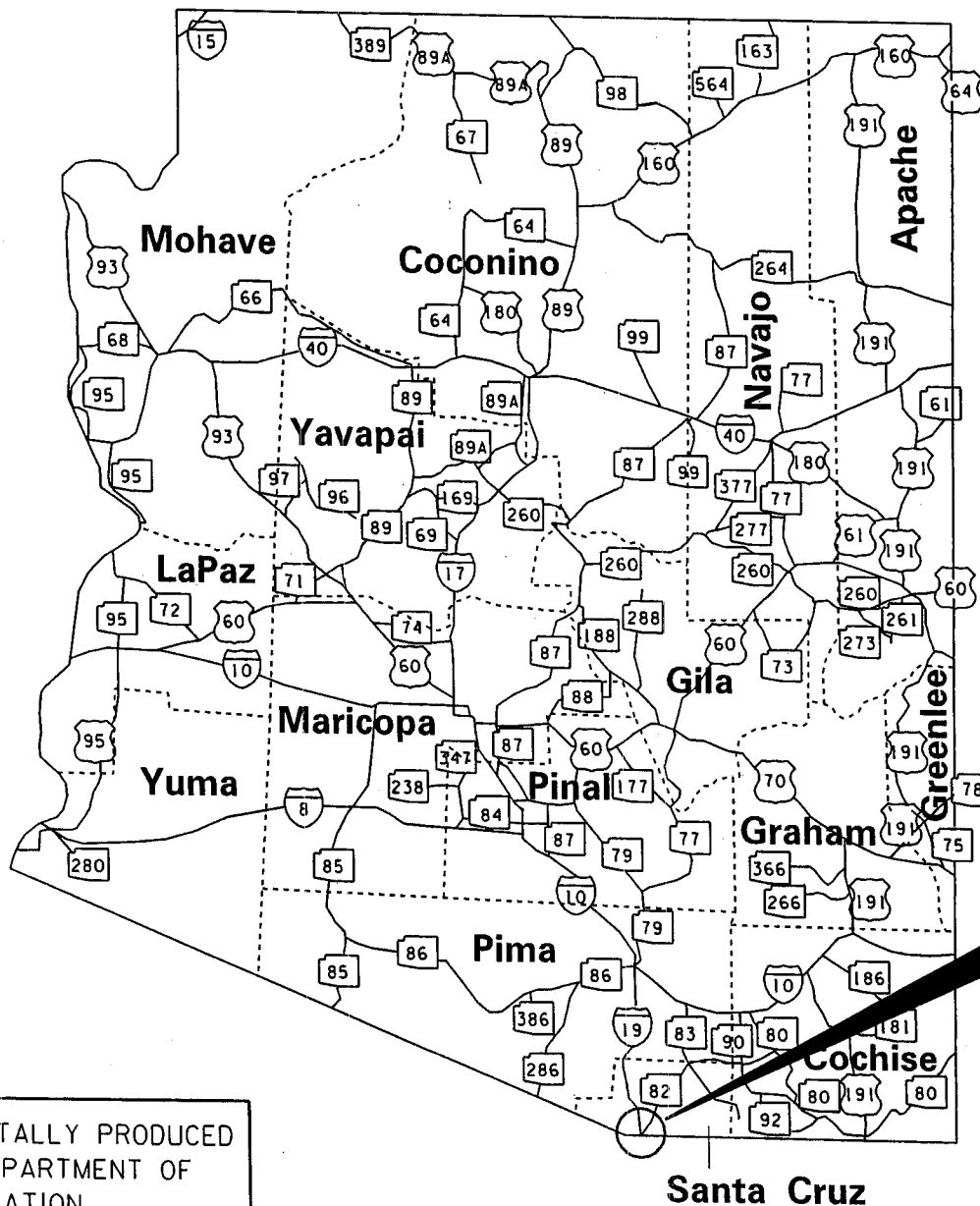
JUNE 21, 2002

RES. NO. 2002-06-A-023
PROJECT: I-19-1-801 / 019SC007H408501R
HIGHWAY: NOGALES - TUCSON
SECTION: Rio Rico - Ruby Rd. E. Frontage Rd.
ROUTE NO.: Interstate Route 19
ENG. DIST.: T
COUNTY: Santa Cruz

RESOLVED that the additional areas of right of way as set forth in Appendix "A" are designated a controlled access state route and state highway, and ingress and egress to and from the highway and to and from abutting, adjacent, or other lands be denied, controlled, or regulated as indicated by the maps and plans. Where no access is shown, none will be allowed to exist; 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 - 2
FOR DETAILS

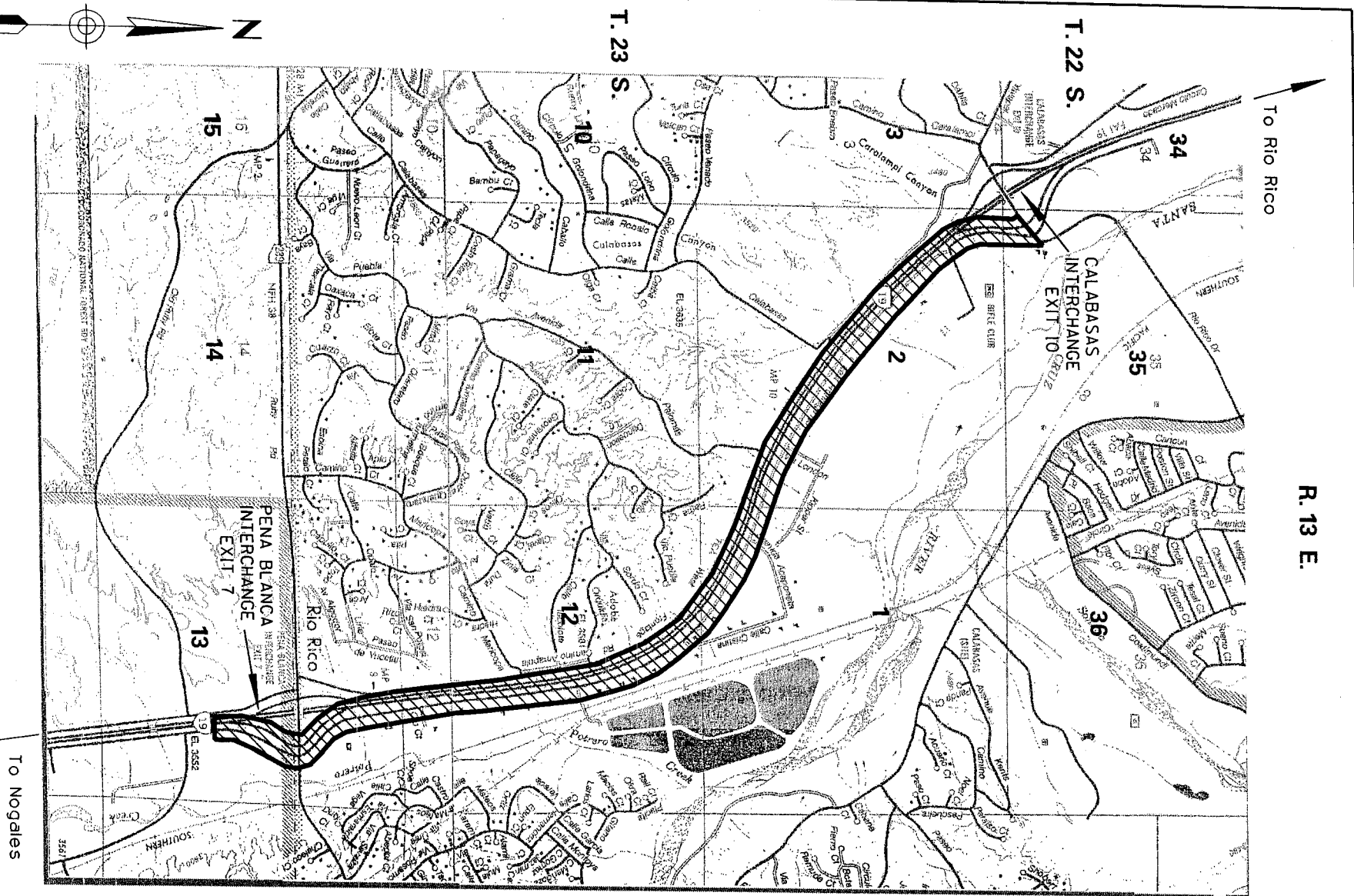
THIS PLAT WAS DIGITALLY PRODUCED
FROM ARIZONA DEPARTMENT OF
TRANSPORTATION
GENERAL HIGHWAY MAP

RIGHT OF WAY PLANS SECTION
REVISED MAY 17, 2000

APPENDIX "A"

019 SC 007 H4085 01R / I-19-1-801
NOGALES - TUCSON
Rio Rico - Ruby Rd. E. Frontage Rd.
Santa Cruz County

DATE: JUNE 21, 2002 SHEET: 1 OF 2



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

AREA OF
ESTABLISHMENT

APPENDIX "A"

019 SC 007 H4085 01R / I-19-1-801
NOGALES - TUCSON
Rio Rico - Ruby Rd. E. Frontage Rd.
Santa Cruz County

DATE: JUNE 21, 2002 SHEET: 2 OF 2

RIGHT OF WAY PLANS SECTION
REVISED JULY 17, 2000

JUNE 21, 2002

RES. NO. 2002-06-A-023
PROJECT: I-19-1-801 / 019SC007H408501R
HIGHWAY: NOGALES - TUCSON
SECTION: Rio Rico - Ruby Rd. E. Frontage Rd.
ROUTE NO.: Interstate Route 19
ENG. DIST.: T
COUNTY: Santa Cruz

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 Interstate Route 19 within the above referenced project.

This portion was previously established as an access controlled state route and state highway by Arizona Highway Commission Resolution 66-30, dated March 25, 1966; thereafter, Arizona Transportation Board Resolution 2001-12-A-086, dated December 14, 2001, established additional right of way as a state route and authorized advance acquisition.

Final Design Plans have been submitted and additional right of way is now needed for improvements to the existing East bound frontage road within this project which is now ready for construction. 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, NOGALES - TUCSON Highway, Project I-19-1-801 / 019SC007H408501R."

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, and that access be controlled.

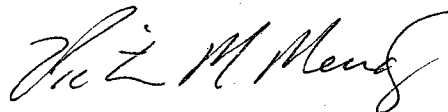
JUNE 21, 2002

RES. NO. 2002-06-A-023
PROJECT: I-19-1-801 / 019SC007H408501R
HIGHWAY: NOGALES - TUCSON
SECTION: Rio Rico - Ruby Rd. E. Frontage Rd.
ROUTE NO.: Interstate Route 19
ENG. DIST.: T
COUNTY: Santa Cruz

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,

A handwritten signature in black ink, appearing to read "Victor M. Mendez". The signature is fluid and cursive, with the first name "Victor" and last name "Mendez" clearly distinguishable.

VICTOR M. MENDEZ, Director
Arizona Department of Transportation

APPROVED

Ron J. Aschenbach

Assistant Attorney General
Attorney for Department
of Transportation

Date 6/7/02

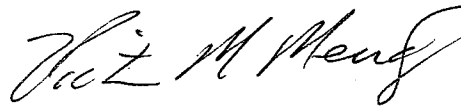
JUNE 21, 2002

RES. NO. 2002-06-A-023
PROJECT: I-19-1-801 / 019SC007H408501R
HIGHWAY: NOGALES - TUCSON
SECTION: Rio Rico - Ruby Rd. E. Frontage Rd.
ROUTE NO.: Interstate Route 19
ENG. DIST.: T
COUNTY: Santa Cruz

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 June 21, 2002.

IN WITNESS WHEREOF I have hereunto set my hand and the official seal of the Transportation Board on June 21, 2002.



VICTOR M. MENDEZ, Director
Arizona Department of Transportation