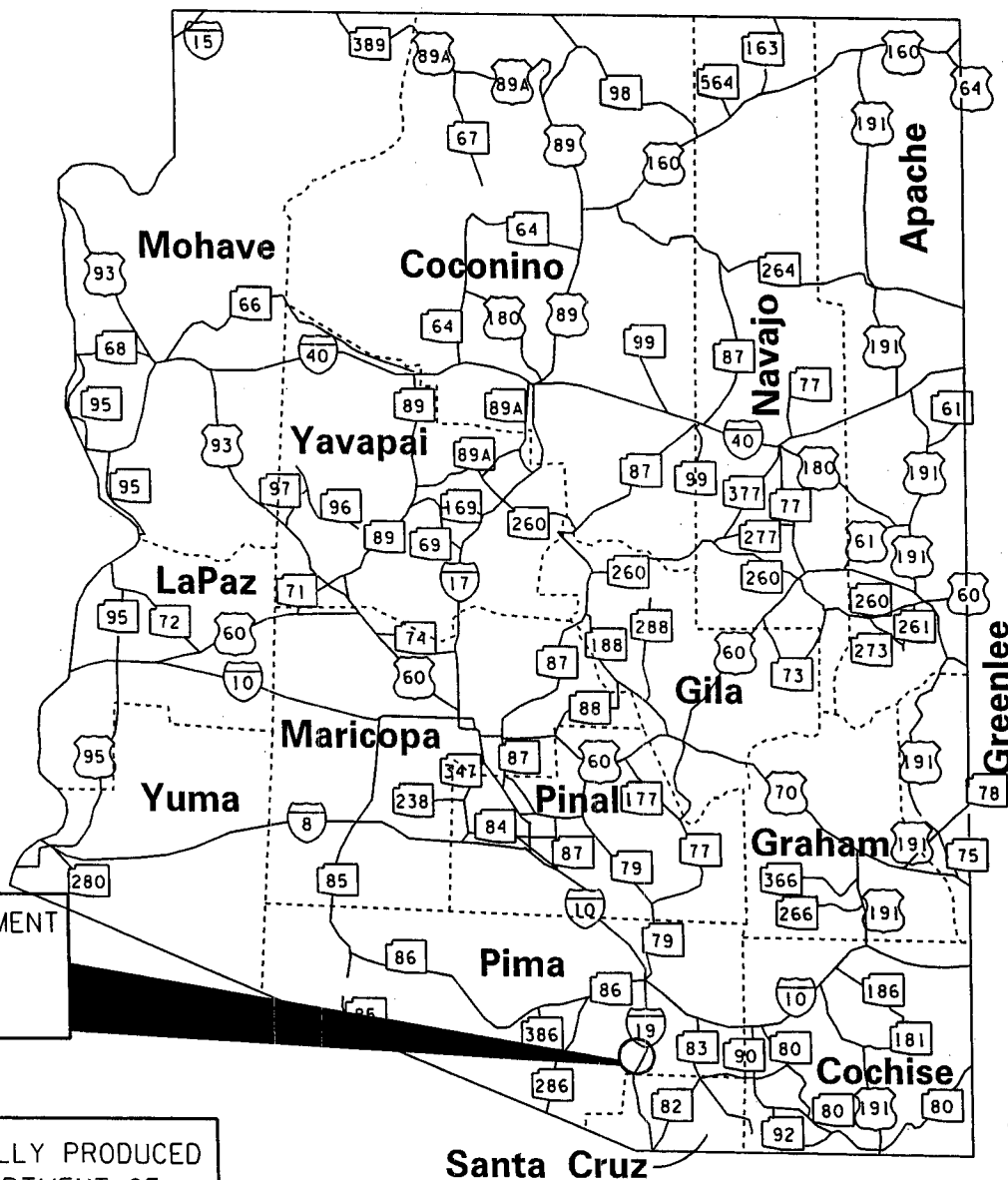


JUNE 21, 2002

RES. NO. 2002-06-A-025
PROJECT: I-19-1(31)26 / 089PM025H088801R / F.I. 86
HIGHWAY: NOGALES - TUCSON
SECTION: Amado
ROUTE NO.: U.S. Route 89
ENG. DIST.: T
COUNTY: Pima

RESOLVED that the portion of easement right of way no longer needed for State transportation purposes, is removed by vacation and extinguishment from the State Transportation System; be it further

RESOLVED that the remaining portion of the easement right of way not being disposed herein, shall remain in the State Transportation System for use as such.



AREA OF EXTINGUISHMENT
/ VACATION
SEE SHEET 2 OF 4
FOR DETAILS

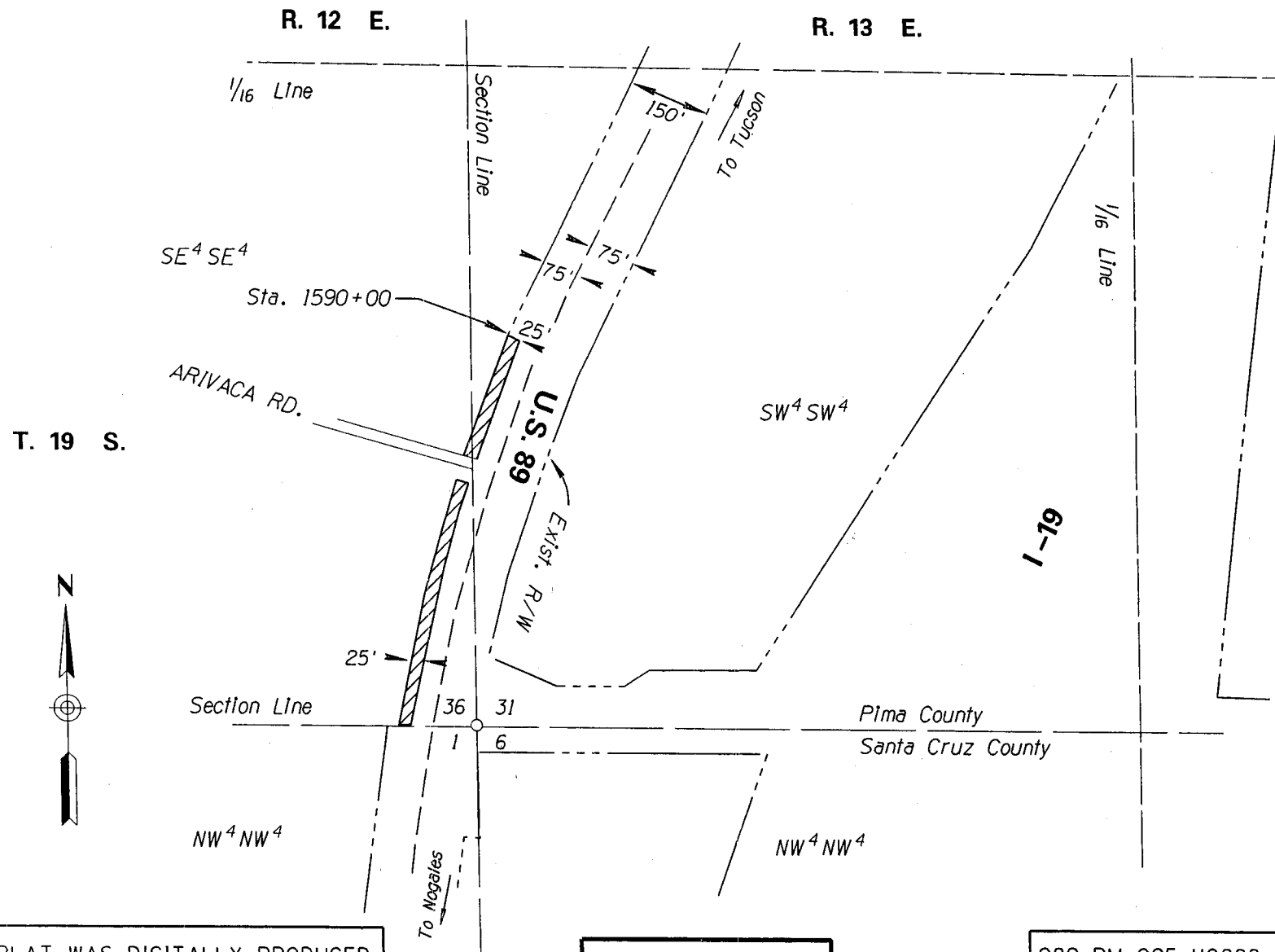
THIS PLAT WAS DIGITALLY PRODUCED
FROM ARIZONA DEPARTMENT OF
TRANSPORTATION
GENERAL HIGHWAY MAP

RIGHT OF WAY PLANS SECTION
REVISED MAY 17, 2000

APPENDIX "A"

089 PM 025 H0888 OIR /
I-19-I(31)26 R/W
NOGALES - TUCSON US 89
Amado
Pima County

DATE: JUNE 21, 2002 SHEET: 1 OF 4



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

RIGHT OF WAY PLANS SECTION
REVISED JULY 17, 2000

AREA OF
EXTINGUISHMENT
/ VACATION

APPENDIX "A"

089 PM 025 H0888 OIR /
1-19-1(31)26 R/W
NOGALES - TUCSON US 89
Amado
Pima County

DATE: JUNE 21, 2002 SHEET: 2 OF 4

APPENDIX "A"

Sheet 3 of 4

That portion of the Southeast quarter of the Southeast quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 36, Township 19 South, Range 12 East and the Southwest quarter of the Southwest quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 31, Township 19 South, Range 13 East, Gila and Salt River Meridian, Pima County, Arizona, described as follows:

That portion of the westerly 25.00 feet of U.S. Highway 89 (Nogales – Tucson Highway) lying South of Highway Engineer's Station 1590 + 00 and North of the South line of Pima County.

EXCEPT any portion lying South of the easterly prolongation of the North line of Arivaca Road and North of the easterly prolongation of the South line of the following described property:

Docket 5155/792

That portion of Section 31, Township 19 South, Range 13 East and that portion of the Southeast quarter of Section 36, Township 19 South, Range 12 East of Gila and Salt River Base and Meridian Pima County Arizona, described as follows:

Beginning at the Southwest corner of the Southeast quarter of said Section 36;

thence North 89°55' 0" West 2316.63 feet;

thence North 0°05' 0" West 233 feet;

thence North 89°55' 0" East 171 feet;

thence North 6°46'30" East 415.76 feet to a point on the center line of Arivaca Road;

thence Easterly along said center line 243 feet to a point of intersection with the West right of way line of the Tucson-Nogales Highway and the true point of beginning;

thence Westerly along said center line of Arivaca Road 243 feet to said point of intersection with the line of bearing North 6°46'30" East;

thence South 6°46'30" West 257.75 feet;

thence North 84°29'30" West 60 feet;

thence South 6°46'30" 163.67 feet;

thence North 89°55' East 245 feet to a point on the West right of way line of the Tucson-Nogales Highway;

thence Northerly along said right of way line to the true point of beginning.

Sheet 4 of 4

Except any portion of the above described property lying South of the Northerly line of the following described property:

Beginning at the Southeast corner of said Section 36;

thence North 4°36'12" West 416.10 feet to a 5/8" aluminum capped pipe which pipe is the true point of beginning;

thence North 85°44'42" West 96.47 feet;

thence North 6°40'12" East 10.26 feet;

thence North 85°08'25" West 79.97 feet;

thence North 1°35'36" East 62.44 feet;

thence South 85°52'21" East along the North line of the existing Cow Palace Restaurant 195.53 feet to the Westerly right of way for the now existing Tucson-Nogales Highway;

thence Southwesterly along the Westerly right of way of said Tucson-Nogales Highway 75.76 feet to the true point of beginning.

0.45 acres, more or less

JUNE 21, 2002

RES. NO. 2002-06-A-025
PROJECT: I-19-1(31)26 / 089PM025H088801R / F.I. 86
HIGHWAY: NOGALES - TUCSON
SECTION: Amado
ROUTE NO.: U.S. Route 89
ENG. DIST.: T
COUNTY: Pima

REPORT AND RECOMMENDATION

TO THE HONORABLE ARIZONA TRANSPORTATION BOARD:

The Intermodal Transportation Division has made a thorough investigation concerning the disposal of a portion of an easement for right of way originally acquired for use within the above referenced project.

This portion of U.S. Route 89 was previously established as a state route and state highway by Arizona Highway Commission Resolution dated September 9, 1927, page 26 of the Official Minutes; Resolution dated April 7, 1950, page 350 of the Official Minutes established additional right of way for improvements thereof, thereafter various Resolutions established additional right of way for improvements.

Said portion of easement right of way is no longer required in the State Transportation System, nor will it be used for public highway purposes.

Accordingly, I recommend that said portion of easement right of way be removed from the State Transportation System by vacation and extinguishment thereof.

The portion of easement right of way to be vacated and extinguished was acquired by instrument recorded November 27, 1950, in Book 303, pages 227 & 228 and 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(31)26 / 089PM025H088801R / F.I. 86."

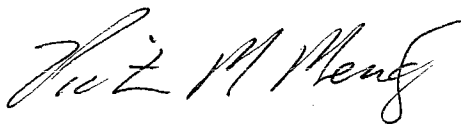
JUNE 21, 2002

RES. NO. 2002-06-A-025
PROJECT: I-19-1(31)26 / 089PM025H088801R / F.I. 86
HIGHWAY: NOGALES - TUCSON
SECTION: Amado
ROUTE NO.: U.S. Route 89
ENG. DIST.: T
COUNTY: Pima

All other rights of way, 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 the portion of easement right of way depicted in Appendix "A".

Pursuant to Arizona Revised Statutes Sections 28-7046 and 28-7214, I recommend the adoption of a resolution making this recommendation effective.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Victor M. Mendez".

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-025
PROJECT: I-19-1(31)26 / 089PM025H088801R / F.I. 86
HIGHWAY: NOGALES - TUCSON
SECTION: Amado
ROUTE NO.: U.S. Route 89
ENG. DIST.: T
COUNTY: Pima

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