

SEPTEMBER 20, 2002

RES. NO. 2002-09-A-044
PROJECT: 600-0-701 / 101LMA002H081103R
600-0-702 / 101LMA007H080703R
HIGHWAY: AGUA FRIA FREEWAY
SECTION: Jct. I-10 - Glendale Avenue
Glendale Ave. - Jct. U.S. 60
ROUTE NO.: State Route 101 Loop
ENG. DIST.: M
COUNTY: Maricopa

RESOLUTION OF ABANDONMENT

VICTOR M. MENDEZ, Director, Arizona Department of Transportation, on September 20, 2002, presented and filed with this Transportation Board his written report under Arizona Revised Statutes Section 28-7046, recommending the abandonment of a portion of State Route 101 Loop 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, AGUA FRIA FREEWAY, Project 600-0-701 / 101LMA002H081103R 600-0-702 / 101LMA007H080703R."

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

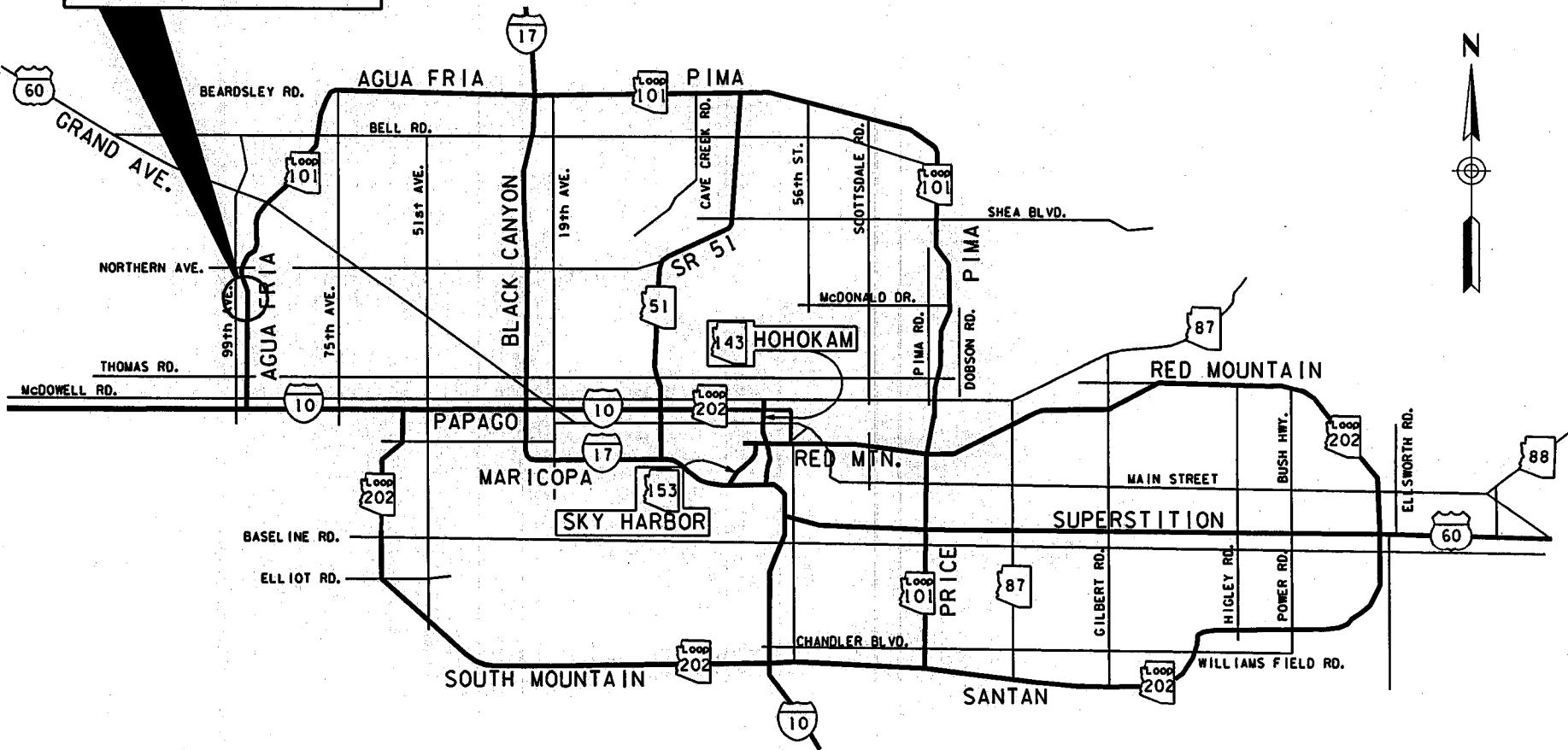
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RESOLVED that the portion of right of way depicted in Appendix "A" is hereby removed from the State Highway System and abandoned to the City of Glendale as provided in Arizona Revised Statutes Sections 28-7207 and 28-7209, and effective upon recordation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

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

AREA OF ABANDONMENT
SEE SHEETS 2 - 4
FOR DETAILS

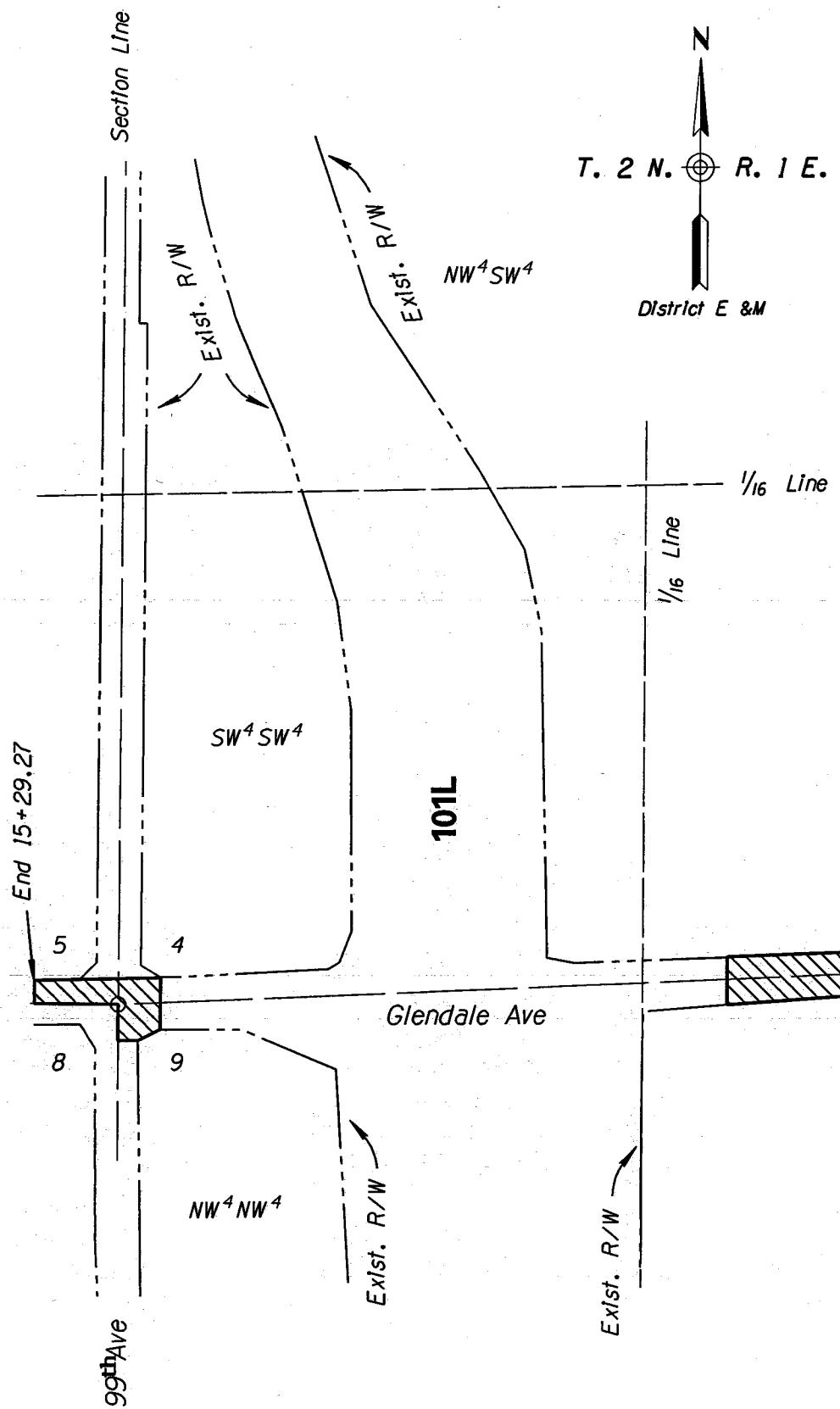


THIS PLAT WAS DIGITALLY PRODUCED
FROM ARIZONA DEPARTMENT OF
TRANSPORTATION
GENERAL HIGHWAY MAP

RIGHT OF WAY PLANS SECTION
REVISED MAY 17, 2000

APPENDIX "A"

101L MA 002 H0811 O3R / 600-0-701
101L MA 007 H0870 O3R / 600-0-702
AGUA FRIA FREEWAY
Jct. I-10 - Glendale Avenue, and
Glendale Ave. - Jct. U.S. 60
D-M-272
Maricopa County
DATE: SEPT 20, 2002 SHEET: 1 OF 4



101L MA 002 H0811 03R / 600-0-701
 101L MA 007 H0870 03R / 600-0-702
 AGUA FRIA FREEWAY
 Jct. I-10 - Glendale Avenue, and
 Glendale Ave. - Jct. U.S. 60
 D-M-272
 Maricopa County
 DATE: SEPT 20, 2002 SHEET: 2 OF 4

AREA OF 
 ABANDONMENT TO
 CITY OF GLENDALE

APPENDIX "A"

Section Line

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

RIGHT OF WAY PLANS SECTION
 REVISED JULY 17, 2000

APPENDIX "A"

SHEET 3 OF 4

GLENDALE AVENUE – EAST

A parcel of land located in Sections 4 and 9, Township 2 North, Range 1 East, Gila and Salt River Meridian, Maricopa County, Arizona, described as follows:

Commencing at a Maricopa County Highway Department (MCHD) brass cap in handhole marking the South quarter corner of said Section 4, which bears North 88°08'03" East 2642.07 feet from a MCHD brass cap in handhole marking the Southwest corner of said Section 4;

thence along the South line of said Section 4, South 88°08'03" West 721.10 feet, to the POINT OF BEGINNING;

thence South 1°51'57" East 55.00 feet to the South right of way line of Glendale Avenue;

thence along said South right of way line, South 86°06'52" West 598.61 feet;

thence continuing along said South right of way line, South 62°32'34" West 4.76 feet;

thence continuing along said South right of way line, North 1°51'57" West 23.16 feet;

thence continuing along said South right of way line, South 88°08'03" West 121.47 feet;

thence North 1°51'57" West 110.00 feet to the North right of way line of Glendale Avenue;

thence along said North right of way line, North 88°08'03" East 724.00 feet;

thence South 1°51'57" East 55.00 feet to the POINT OF BEGINNING.

86,047 square feet, more or less.

APPENDIX "A"

SHEET 4 OF 4

GLENDALE AVENUE – WEST

A parcel of land located in Sections 4, 5, and 9, Township 2 North, Range 1 East, Gila and Salt River Meridian, Maricopa County, Arizona, described as follows:

BEGINNING at a Maricopa County Highway Department brass cap in hand hole marking the Southeast corner of said Section 5, which bears South $0^{\circ}03'47''$ West 2608.49 feet from a $\frac{1}{2}$ inch rebar marking the East quarter corner of said Section 5;

thence along the South line of said Section 5, South $87^{\circ}36'14''$ West 238.75 feet;

thence North $2^{\circ}23'46''$ West 65.00 feet to the North right of way line of Glendale Avenue;

thence along said North line, North $87^{\circ}36'14''$ East 146.48 feet;

thence continuing along said North line, North $87^{\circ}51'44''$ East 180.09 feet;

thence continuing along said North line, North $88^{\circ}08'03''$ East 333.75 feet;

thence South $1^{\circ}51'57''$ East 120.00 feet;

thence South $88^{\circ}08'03''$ West 100.75 feet;

thence South $1^{\circ}51'57''$ East 26.68 feet to the South right of way line of said Glendale Avenue;

thence along said South right of way line, North $89^{\circ}30'16''$ West 218.30 feet;

thence continuing along said South right of way line, South $59^{\circ}40'12''$ West 57.31 feet to the East right of way line of 99th Avenue;

thence North $89^{\circ}58'01''$ West 55.01 feet to the West line of said Section 9;

thence along the West line of said Section 9, North $0^{\circ}01'59''$ East 98.23 feet to the POINT OF BEGINNING.

74,878 square feet, more or less.

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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 State Route 101 Loop within the above referenced project.

This portion was previously established as a State Route, designated State Route 417 by Arizona Transportation Board Resolution 84-08-A-46, dated August 24, 1984; Resolution 86-04-A-26, dated April 18, 1986 established said route as an access controlled State Highway; Resolution 87-11-A-105, dated December 18, 1987, redesignated State Route 417 to State Route 101 Loop; and Resolution 98-06-A-021, dated June 19, 1998 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 Glendale 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, AGUA FRIA FREEWAY, Project 600-0-701 / 101LMA002H081103R 600-0-702 / 101LMA007H080703R."

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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 Glendale.

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 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,



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 September 20, 2002.

IN WITNESS WHEREOF I have hereunto set my hand and the official seal of the Transportation Board on September 20, 2002.



VICTOR M. MENDEZ, Director
Arizona Department of Transportation