

JUNE 20, 2003

RES. NO. 2003-06-A-031
PROJECT: S-079-A-700 / 079PN127H608301R
HIGHWAY: ORACLE JCT. - FLORENCE
SECTION: Cactus Forest Road Intersection
ROUTE NO.: State Route 79
ENG. DIST.: T
COUNTY: Pinal

RESOLUTION OF ESTABLISHMENT

VICTOR M. MENDEZ, Director, Arizona Department of Transportation, on June 20, 2003, 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 79 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 "30% Design Plans, dated March 19, 2003, ORACLE JCT. - FLORENCE, Highway, Project S-079-A-700 / 079PN127H608301R."

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 as a state route 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

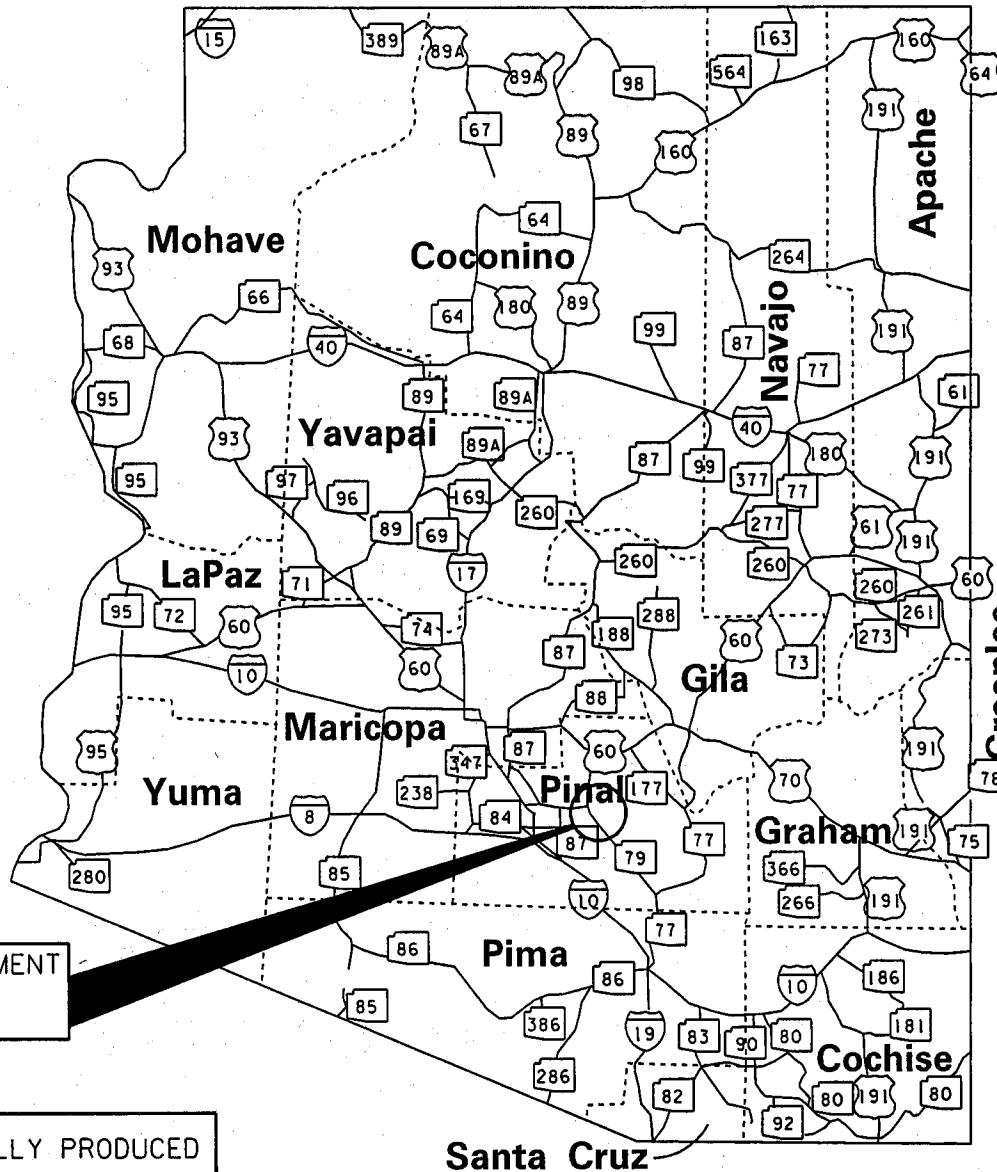
RESOLVED that prior to construction, the acquired right of way be established as an access controlled state highway; be it further

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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

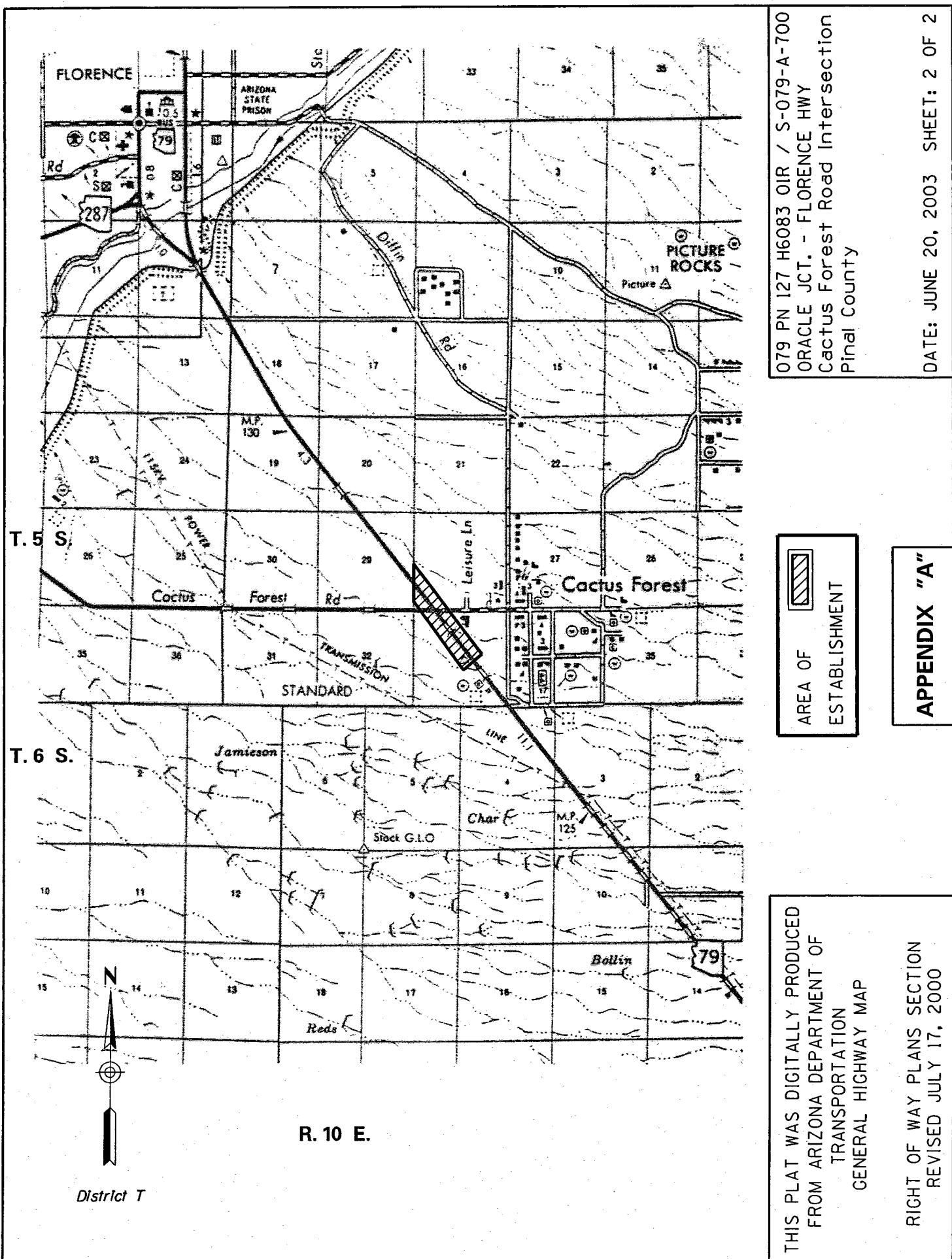
THIS PLAT WAS DIGITALLY PRODUCED
FROM ARIZONA DEPARTMENT OF
TRANSPORTATION
GENERAL HIGHWAY MAP

RIGHT OF WAY PLANS SECTION
REVISED MAY 17, 2000

APPENDIX "A"

079 PN 127 H6083 OIR / S-079-A-700
ORACLE JCT. - FLORENCE HWY
Cactus Forest Road Intersection
Pinal County

DATE: JUNE 20, 2003 SHEET: 1 OF 2



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GENERAL HIGHWAY MAP

RIGHT OF WAY PLANS SECTION
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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 79 within the above referenced project.

This portion was previously established as a state route and state highway designated U.S. Route 89 by Arizona State Highway Commission Resolution, dated July 10, 1945, page 157 of the Official Minutes, thereafter Arizona Transportation Board Resolution 92-08-A-056, dated August 21, 1992, redesignated and renumbered U.S. Route 89 to State Route 79.

Additional right of way is now needed to improve operational characteristics and safety for the traveling public. 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 "30% Design Plans, dated March 19, 2003, ORACLE JCT. - FLORENCE Highway, Project S-079-A-700 / 079PN127H608301R."

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, that access be controlled, and that the area be established as a state highway prior to construction.

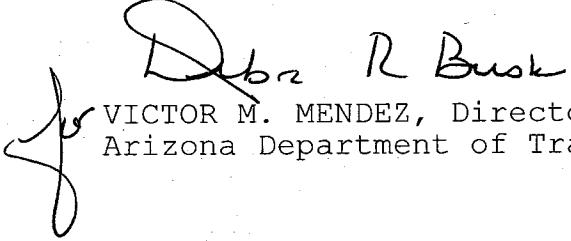
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I further recommend the acquisition of the new right of way, material for construction, haul roads and various easements necessary for or incidental to the improvement.

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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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 20, 2003.

IN WITNESS WHEREOF I have hereunto set my hand and the official seal of the Transportation Board on June 20, 2003.

Debra R. Bush
VICTOR M. MENDEZ, Director
Arizona Department of Transportation