

JUNE 20, 2003

RES. NO. 2003-06-A-033
PROJECT: S-366-814 / 089AYV366H274102R
HIGHWAY: PRESCOTT - FLAGSTAFF
SECTION: Dry Creek - Sedona
ROUTE NO.: State Route 89A
ENG. DIST.: F
COUNTY: Yavapai
PARCEL: D-F-020

RESOLUTION OF DISPOSAL

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 disposal of a portion of State Route 89A within the above referenced project.

The portions of right of way to be disposed are 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, PRESCOTT - FLAGSTAFF Highway, Project S-366-814 / 089AYV366H274102R."

WHEREAS said portions of right of way are no longer needed for State highway purposes; and

WHEREAS Yavapai County has agreed to accept jurisdiction of the area of abandonment for continued use as a public roadway; and

WHEREAS Coconino National Forest will resume usage of the extinguished obliterated road;

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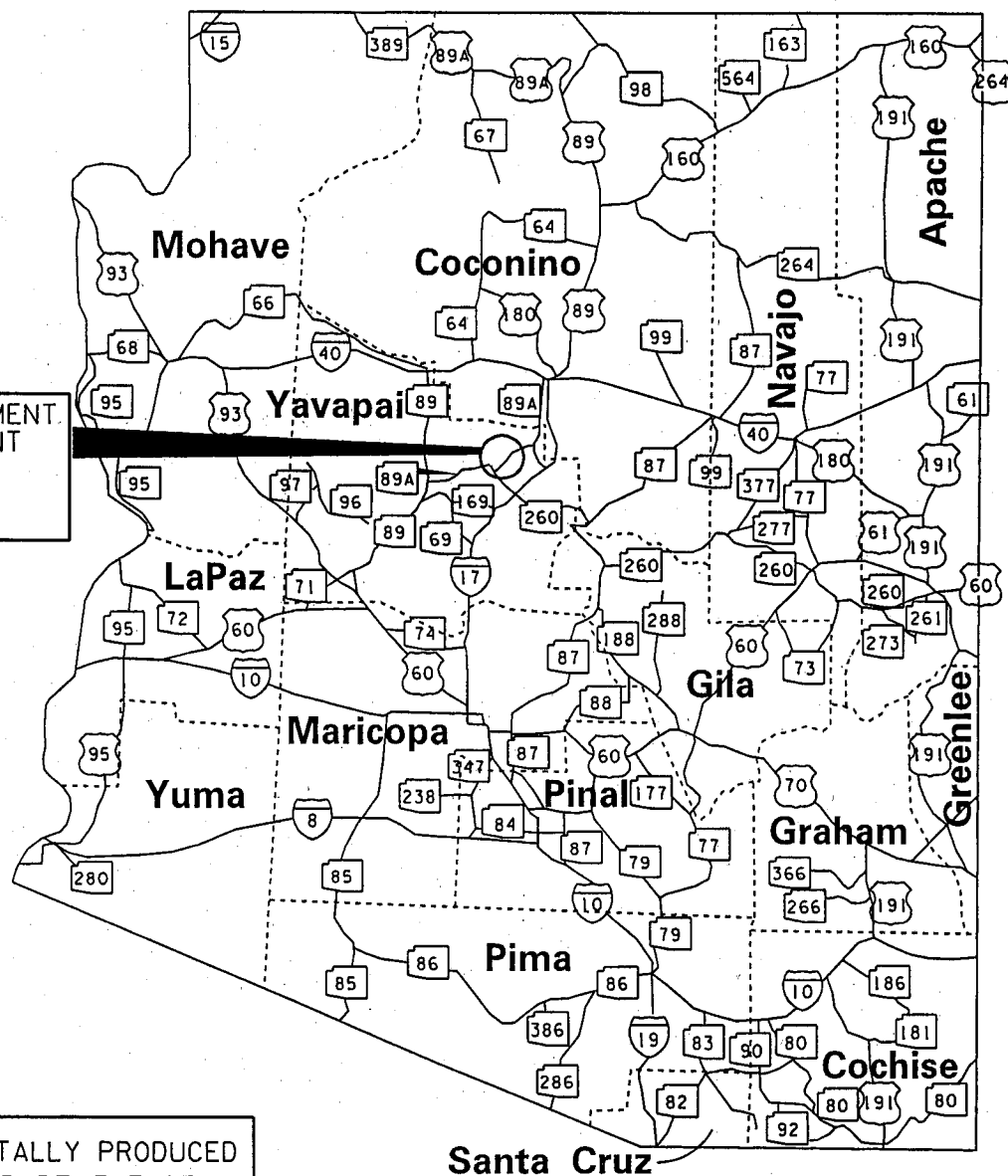
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RESOLVED that the portion of right of way depicted in Appendix "A" is hereby removed from the State Highway System and abandoned to Yavapai County as provided in Arizona Revised Statute Section 28-7207 and 28-7209, and effective upon recordation in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

RESOLVED that the Director provide written notice to Yavapai County evidencing the abandonment of the State's interest; be it further

RESOLVED that the obliterated portion of right of way depicted in Appendix "A" shown as relinquishment and extinguishment is hereby removed from the State Highway System and relinquished and extinguished to Coconino National Forest thereof, in accordance with Arizona Revised Statutes Section 28-7214.

AREA OF ABANDONMENT
AND RELINQUISHMENT
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"

089A YV 366 H2741 02R / S-366-814
PRESCOTT - FLAGSTAFF HWY
Dry Creek - Sedona SR 89A
Yavapai County

DATE: JUNE 20, 2003 SHEET: 1 OF 4

APPENDIX "A"
Sheet 3 of 4
Abandonment to Yavapai County

Those portions of SUNSET HILLS, according to Book 16, page 85, records of Yavapai County, Arizona and Lot 11 of Section 19, and Lot 7 and Lot 9 of Section 20, Township 17 North, Range 5 East, Gila and Salt River Meridian, Yavapai County, Arizona, described as follows:

Any portion of old S.R. 89A (PRESCOTT-FLAGSTAFF HIGHWAY) as granted by the U.S. Forest Service in Special Use Permit dated November 7, 1934 and as granted by Mable Ross, also known as Mable Fulbright, in Easement dated September 25, 1934, lying westerly of the new westerly right of way line of said S.R. 89A.

215,450 square feet, more or less.

APPENDIX "A"
Sheet 4 of 4
Relinquishment and Extinguishment to
Coconino National Forest

Those portions of Lots 9, 10, 11, 14 and 15 of Section 19, and the Northeast quarter of the Northeast quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 20, Township 17 North, Range 5 East, Gila and Salt River Meridian, Yavapai County, Arizona, described as follows:

Any portion of old S.R. 89A (PRESCOTT-FLAGSTAFF HIGHWAY) as granted to the State of Arizona by the U.S. Forest Service in Special Use Permit dated November 7, 1934, that lies outside the new right of way of said S.R. 89A.

230,463 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 disposal of a portion of right of way acquired for State Route 89A within the above referenced project.

This portion was previously established as State Route 79 by Arizona Highway Commission Resolution dated September 9, 1927, page 26 of the Official Minutes; Resolution dated December 7, 1934, page 82 of the Official Minutes designated State Route 79 as a state highway; Resolution dated September 10, 1954, page 28 of the Official Minutes renumbered and redesignated State Route 79 to U.S. Route 89A; Subsequently, Arizona Transportation Board Resolution 93-02-A-08 dated 3-19-93 redesignated U.S. Route 89A to S.R. 89A, and various Resolutions established additional right of way for improvements thereof.

Portions of the previously acquired rights of way are no longer needed for State transportation purposes. Yavapai County has agreed to accept jurisdiction of a portion of the right of way for continued use as a public roadway and a portion will be relinquished and extinguished to Coconino National Forest. Accordingly, I recommend that the State's interest in the portion of right of way be abandoned, relinquished and extinguished.

The portions of right of way to be disposed of are 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, PRESCOTT - FLAGSTAFF Highway, Project S-366-814 / 089AYV366H274102R."

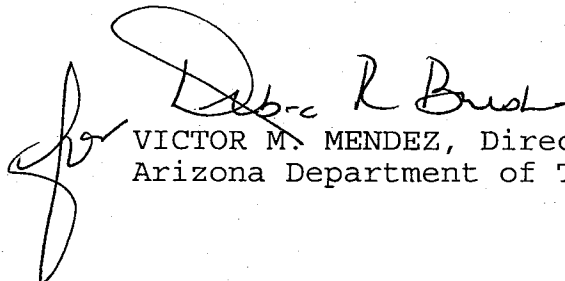
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All other rights of way and easements and appurtenances thereto subject to the provisions of Arizona Revised Statutes Section 28-7210 shall continue as they existed prior to the disposal of right of way depicted in Appendix "A".

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

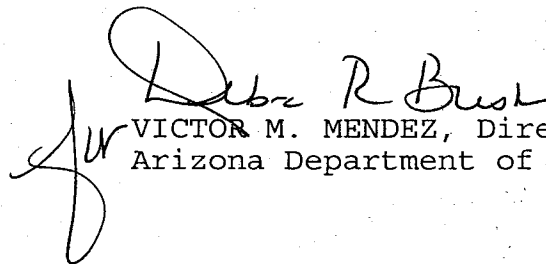
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CERTIFICATION

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 June 20, 2003.

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


VICTOR M. MENDEZ, Director
Arizona Department of Transportation