

ARIZONA DEPARTMENT OF TRANSPORTATION
205 SOUTH 17TH AVENUE
R/W Operations, MD 612E
PHOENIX, AZ 85007-3213

JUNE 18, 2004

RES. NO. 2004-06-A-023
PROJECT: F-051-2-713 / 191GE167H460201R
HIGHWAY: SAFFORD - SPRINGERVILLE
SECTION: Morenci to Mine Plant Entrance
ROUTE NO.: U.S. 191
ENG. DIST.: Safford
COUNTY: Greenlee

RESOLUTION OF ESTABLISHMENT

VICTOR M. MENDEZ, Director, Arizona Department of Transportation, on June 18, 2004, 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 U.S. Route 191 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 "60% Design Plans, dated March 1, 2004, SAFFORD - SPRINGERVILLE Highway, Project F-051-2-713 / 191GE167H460201R."

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; therefore, be it

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

RESOLVED that the portion of right of way as depicted in Appendix "A" is hereby designated a state route; be it further

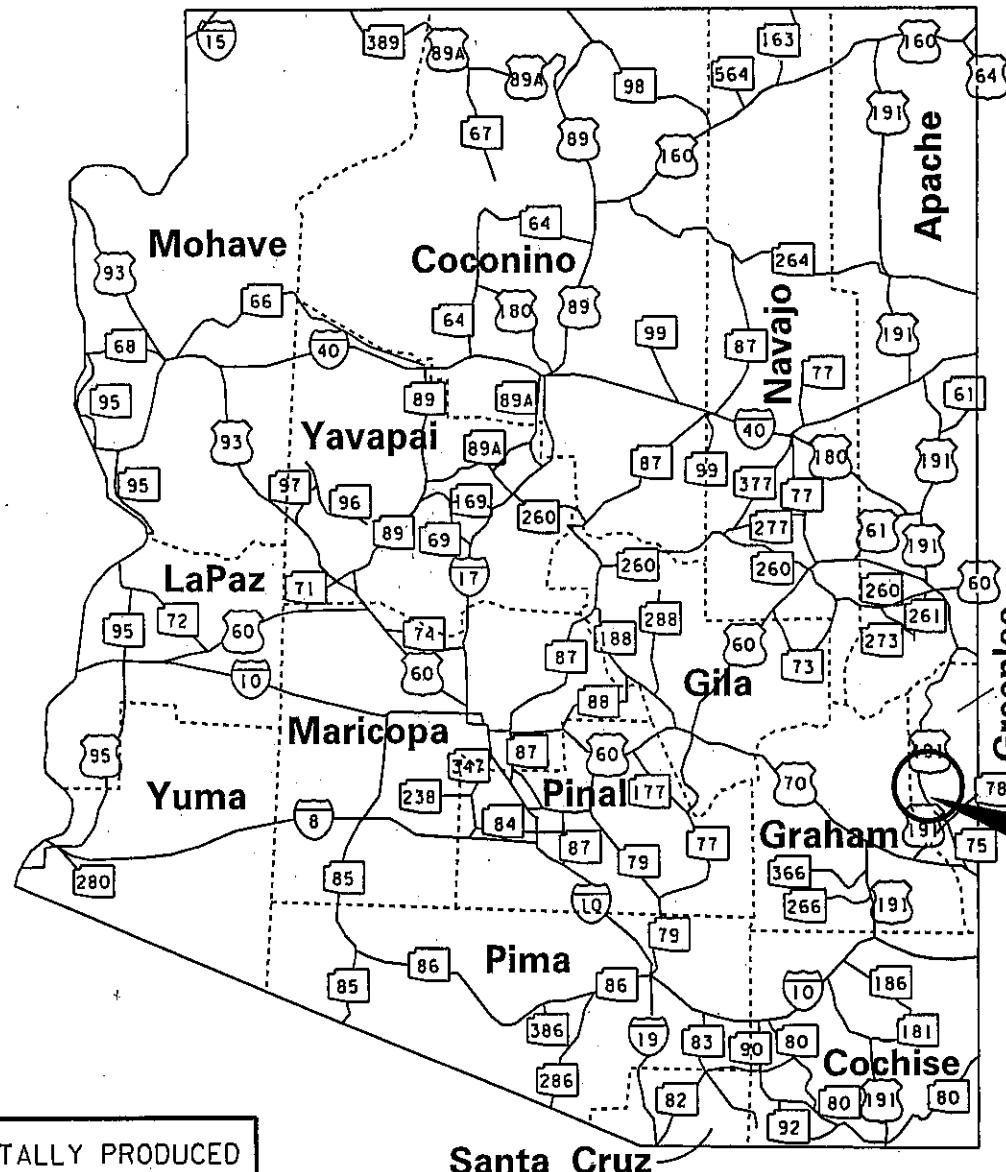
RESOLVED that prior to construction, the acquired right of way be established as a state highway; be it further

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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.



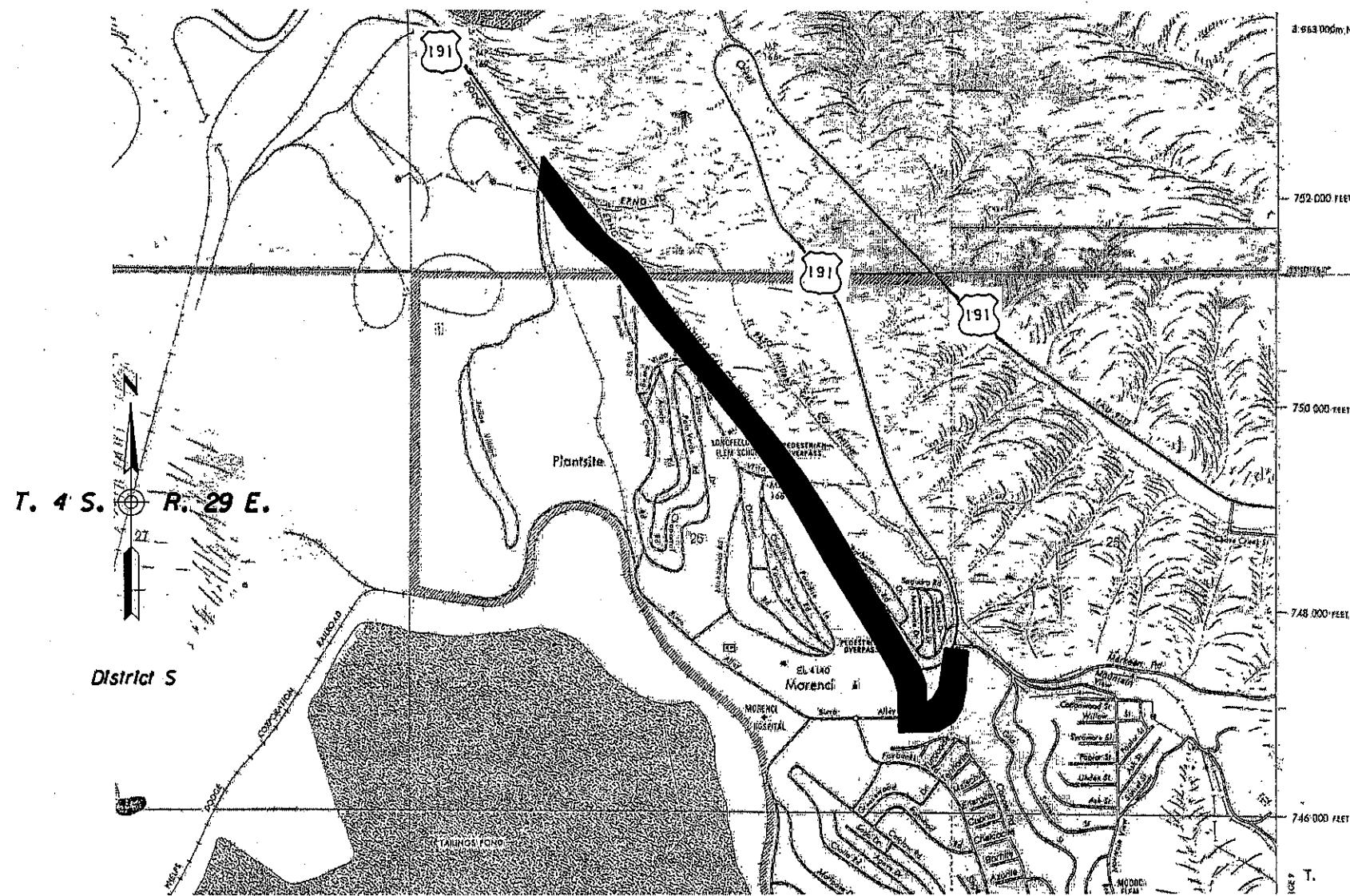
THIS PLAT WAS DIGITALLY PRODUCED
FROM ARIZONA DEPARTMENT OF
TRANSPORTATION
GENERAL HIGHWAY MAP

RIGHT OF WAY PLANS SECTION
REVISED MAY 17, 2000

APPENDIX "A"

191 GE 167 H4602 OIR / F-051-2-713
SAFFORD - SPRINGERVILLE
Morenci to Mine Plant Entrance
Greenlee County

DATE: JUNE 18, 2004 SHEET: 1 OF 2



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

RIGHT OF WAY PLANS SECTION
REVISED JULY 17, 2000

AREA OF
ESTABLISHMENT

APPENDIX "A"

191 GE 167 H4602 OIR / F-051-2-713
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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 U.S. Route 191 within the above referenced project.

This portion was previously established by various Resolutions as a state route and state highway designated U.S. Route 666; subsequently Arizona Transportation Board Resolution 92-09-A-064, dated September 18, 1992, redesignated and renumbered U.S. 666 to U.S. 191; and Resolution 99-05-A-023, dated May 21, 1999, established additional right of way for improvements thereof.

Additional right of way is now needed for widening improvements to enhance safety for the traveling public. Accordingly, it is necessary to establish and acquire the additional right of way for this 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 "60% Design Plans, dated March 1, 2004, SAFFORD - SPRINGERVILLE Highway, Project F-051-2-713 / 191GE167H460201R."

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 that the area to 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

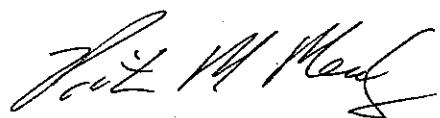
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CERTIFICATION

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 18, 2004.

IN WITNESS WHEREOF I have hereunto set my hand and the official seal of the Transportation Board on June 18, 2004.



VICTOR M. MENDEZ, Director
Arizona Department of Transportation