

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

AUGUST 20, 2004

RES. NO. 2004-08-A-045
PROJECT: I-019-A-700 / 019PM039H611301R
HIGHWAY: NOGALES - TUCSON
SECTION: Continental Road N.B. Ramp
ROUTE NO.: Interstate Route 19
ENG. DIST.: Tucson
COUNTY: Pima

RESOLUTION OF ESTABLISHMENT

VICTOR M. MENDEZ, Director, Arizona Department of Transportation, on August 20, 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 Interstate Route 19 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 July 7, 2004, NOGALES - TUCSON Highway, Project I-019-A-700 / 019PM039H611301R."

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

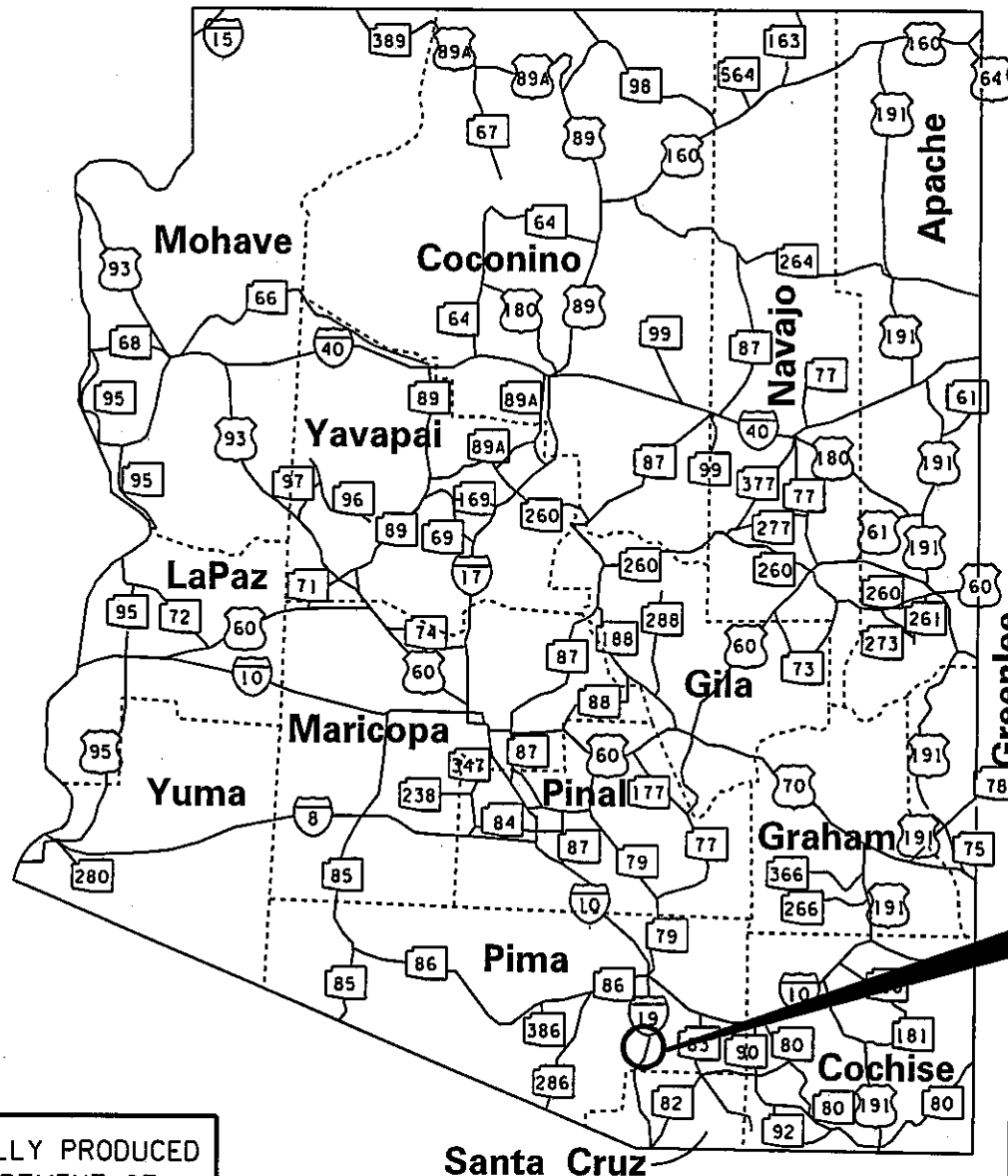
RESOLVED that the portion of right of way as depicted in Appendix "A" is hereby designated a state route and state highway; be it further

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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

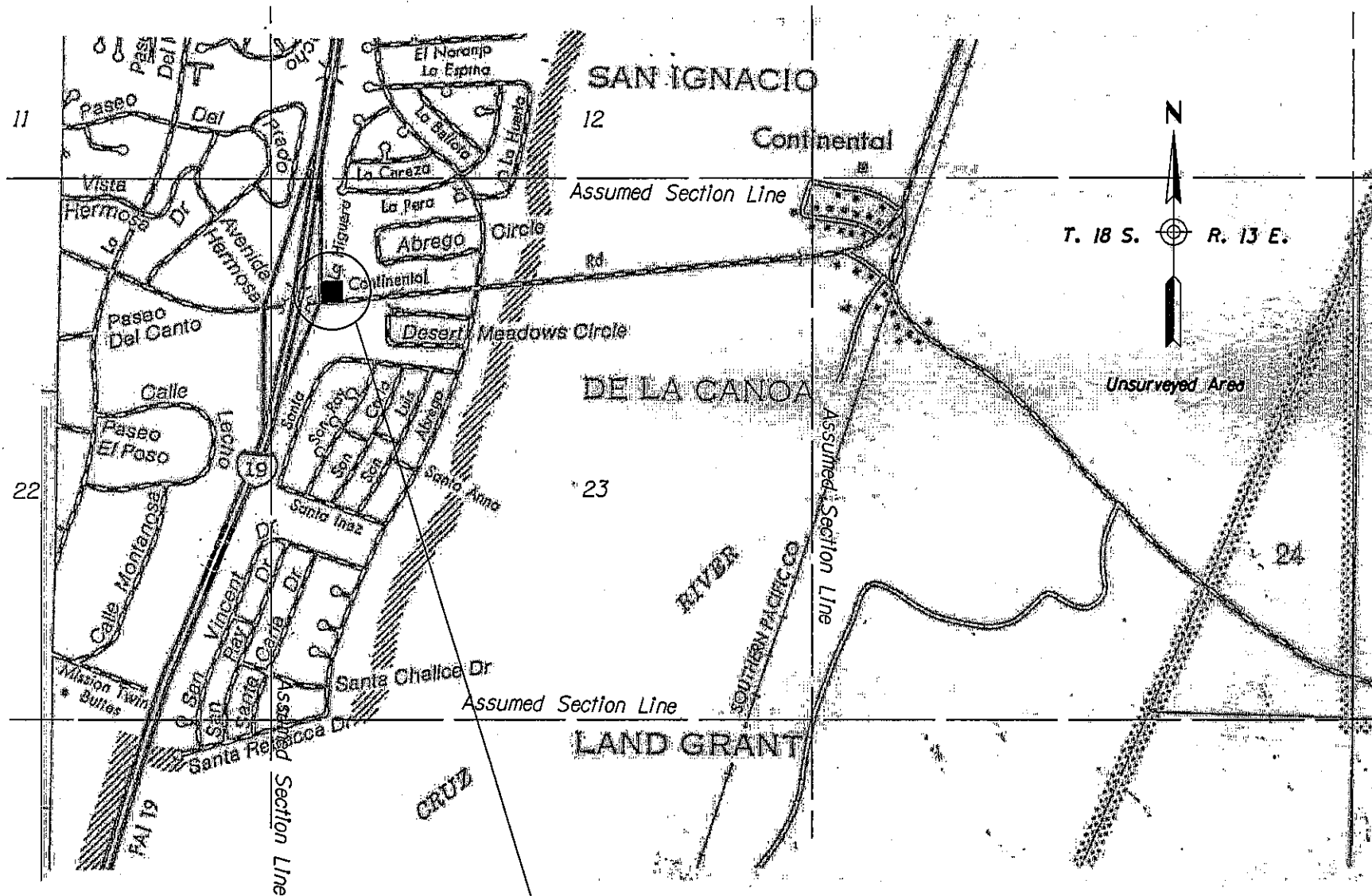
THIS PLAT WAS DIGITALLY PRODUCED
FROM ARIZONA DEPARTMENT OF
TRANSPORTATION
GENERAL HIGHWAY MAP

RIGHT OF WAY PLANS SECTION
REVISED MAY 17, 2000

APPENDIX "A"

019 PM 39 H6113 01R / 1 019-A-700
NOGALES - TUCSON HWY
Continental Road N.B. Ramp CMP
Pima County

DATE: AUG 20, 2004 SHEET: 1 OF 2



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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"

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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 Interstate Route 19 within the above referenced project.

This portion was previously established as a state route and state highway designated U.S. Route 89 by Arizona Highway Commission Resolution dated September 9, 1927, page 26 in the Official Minutes; Resolution 67-38, dated May 12, 1967 established this portion as an access controlled state highway.

Additional right of way is now needed for outlet drainage enhancement improvements at the Continental Road Traffic Interchange. 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 July 7, 2004, NOGALES - TUCSON Highway, Project I-019-A-700 / 019PM039H611301R."

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 state highway.

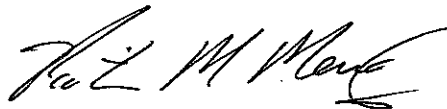
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I further recommend the acquisition of the new right of way, material for construction, haul roads and various easements necessary for or incidental to the improvement.

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

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Victor M. Menendez", with a stylized flourish at the end.

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 August 20, 2004.

IN WITNESS WHEREOF I have hereunto set my hand and the official seal of the Transportation Board on August 20, 2004.

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VICTOR M. MENDEZ, Director
Arizona Department of Transportation

1. THE UNITED STATES OF AMERICA