

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

SEPTEMBER 17, 2004

RES. NO. 2004-09-A-054
PROJECT: F-191-C-800 / 191GE144H303001R
HIGHWAY: SAFFORD - SPRINGERVILLE
SECTION: Greenlee County Line - M.P. 151
ROUTE NO.: U.S. Route 191
ENG. DIST.: Safford
COUNTY: Greenlee

RESOLUTION OF ESTABLISHMENT

VICTOR M. MENDEZ, Director, Arizona Department of Transportation, on September 17, 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 16, 2004, SAFFORD - SPRINGERVILLE Highway, Project F-191-C-800 / 191GE144H303001R."

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.

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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 as a state route by Arizona Highway Commission Resolution dated May 2, 1947, page 135 of the Official Minutes; Resolution dated June 16, 1947, page 186 of the Official Minutes as a state highway designated U.S. Route 666; thereafter Arizona Transportation Board Resolution 92-09-A-64 dated September 18, 1992, redesignated and renumbered U.S. Route 666 to U.S. Route 191; and Resolution 2001-02-A-006 dated February 16, 2001, established additional right of way as a state route and state highway for improvements thereof.

Additional right of way is now needed due to design changes. 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 16, 2004, SAFFORD - SPRINGERVILLE Highway, Project F-191-C-800 / 191GE144H303001R."

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. Mendez", written in a cursive style.

VICTOR M. MENDEZ, Director
Arizona Department of Transportation

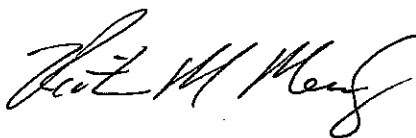
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CERTIFICATION

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 17, 2004.

IN WITNESS WHEREOF I have hereunto set my hand and the official seal of the Transportation Board on September 17, 2004.



VICTOR M. MENDEZ, Director
Arizona Department of Transportation

