

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

SEPTEMBER 15, 2006

RES. NO. 2006-09-A-046  
PROJECT: 600-0-701 / 101LMA000H081103R  
HIGHWAY: AGUA FRIA  
SECTION: Jct. I-10 - Glendale Avenue (107<sup>th</sup> Avenue Bridge)  
ROUTE NO.: State Route 101 Loop  
ENG. DIST.: Phoenix  
COUNTY: Maricopa  
DISPOSAL: D-M-349

RESOLUTION OF ABANDONMENT

VICTOR M. MENDEZ, Director, Arizona Department of Transportation, on September 15, 2006, presented and filed with this Transportation Board his written report under Arizona Revised Statutes Section 28-7046, recommending the abandonment of a portion of State Route 101 Loop within the above referenced project.

The portion of right of way to be abandoned 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 "Right of Way Plans, AGUA FRIA Highway, Project 600-0-701 / 101LMA000H081103R."

WHEREAS said portion of right of way is no longer needed for state transportation purposes; and will be abandoned to The City of Glendale for a continued public transportation use; and

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

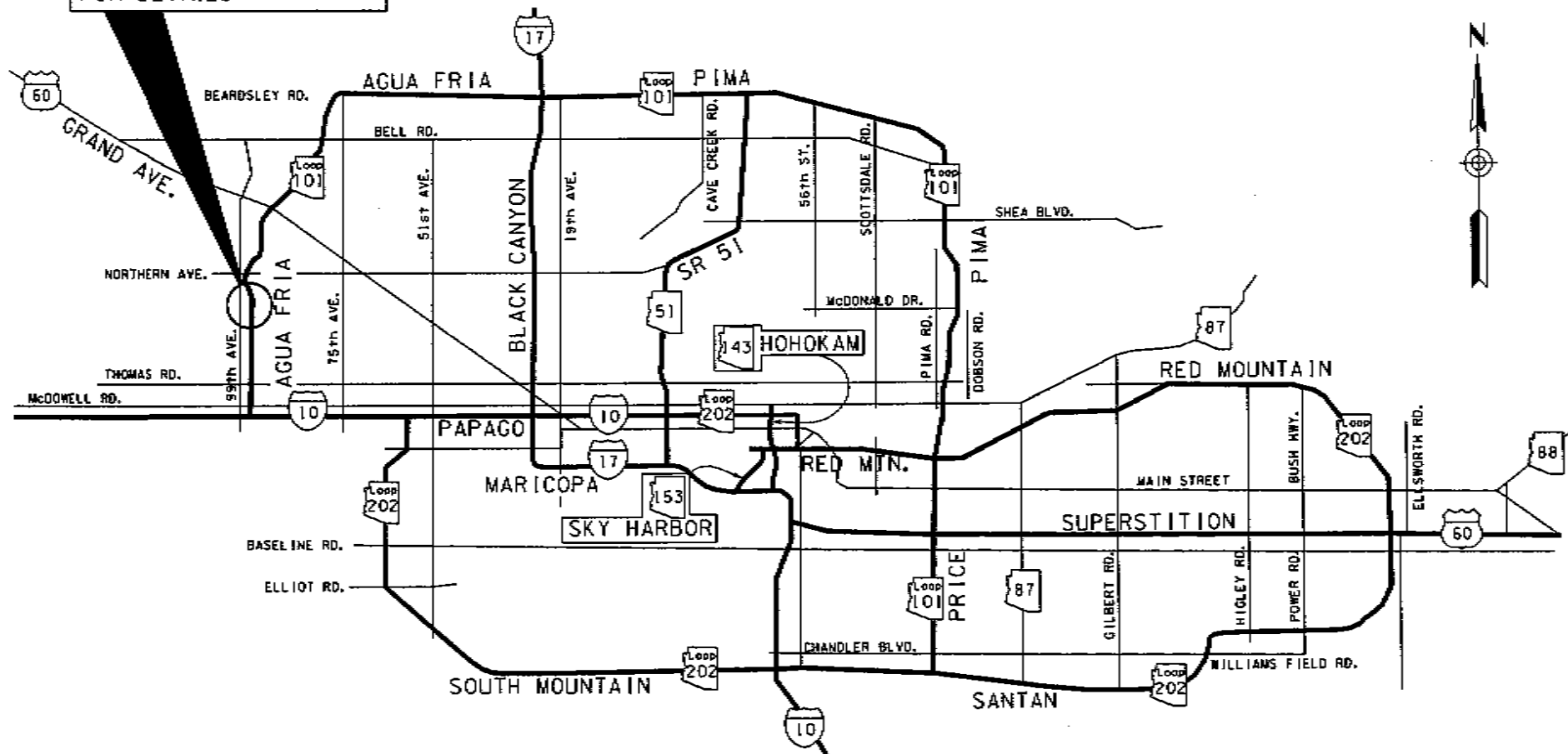
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RESOLVED that the portion of right of way depicted in Appendix "A" is hereby removed from the State Highway System and abandoned to The City of Glendale for a continued public transportation use as provided in Arizona Revised Statute Section 28-7207 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 The City of Glendale evidencing the abandonment of the State's interest.

AREA OF ABANDONMENT  
SEE SHEETS 2 - 3  
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"**

101L MA 000 H0811 03R / 600-0-701  
AGUA FRIA FREEWAY SR 101L  
Jct. I-10 - Glendale Avenue  
Maricopa County

DATE: SEPT 15, 2006 SHEET: 1 OF 3

**A.D.O.T. TO CITY OF GLENDALE:****PARCEL NO. 1**

All of that certain Parcel No. 1 conveyed to the State of Arizona, Department of Transportation by deed recorded under Maricopa County recording No. 19990454876 being further described as follows:

That portion of the Northeast Quarter of the Northeast Quarter of Section 18, Township 2 North, Range 1 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, described as follows:

**BEGINNING** at the Northeast corner of said Section 18, being a brass surface cap; **thence**, along the East line of said Section 18, South 00°11'46" West, (South 00°11'59" West, Deed), 240.00 feet; **thence** North 89°48'14" West, (North 89°48'01" West, Deed), 100.00 feet; **thence** North 00°22'59" East, (North 00°23'12" East, Deed), 235.05 feet to the North line of said Section 18; **thence**, along said North line, North 87°20'14" East, (North 87°20'41" East, Deed), 99.36 feet to said Northeast corner of Section 18 and the **POINT OF BEGINNING**;

(Containing 22,660 square feet (0.54 acre), more or less)

**PARCEL NO. 2**

All of that certain Parcel No. 2 conveyed to the State of Arizona, Department of Transportation by deed recorded under Maricopa County recording No. 19990454876 being further described as follows:

That portion of the Southeast Quarter of the Southeast Quarter of Section 7, Township 2 North, Range 1 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, described as follows:

**BEGINNING** at the Southeast corner of said Section 7, being a brass surface cap; **thence**, along the South line of said Section 7, South 87°20'14" West, (South 87°20'41" West, Deed), 99.36 feet; **thence** North 00°22'59" East, (North 00°23'12" East, Deed), 208.60 feet; **thence** South 89°24'05" East, (South 89°23'32" East, Deed), 99.98 feet, (100.00 feet, Deed), to the East line of said Section 7; **thence**, along said East line, South 00°35'55" West, (South 0°36'28" West, Deed), 202.95 feet to said southeast corner of Section 7 and the **POINT OF BEGINNING**.

(Containing 20,494 square feet (0.47 acre), more or less)

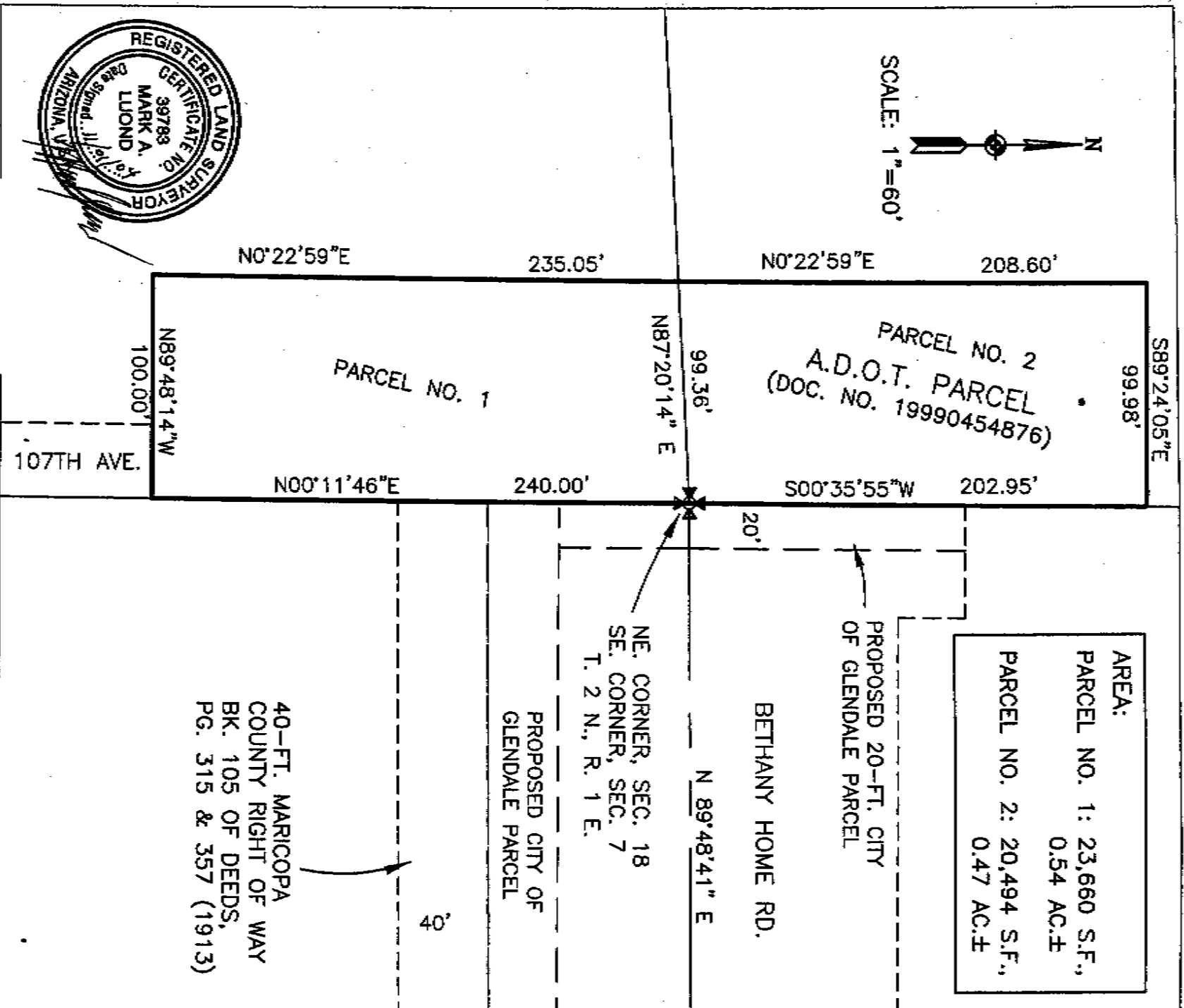
The Grantor reserves a perpetual easement, over and across the above described parcel for ingress and egress for the purpose of drainage channel maintenance.

APPENDIX "A"  
Sheet 2 of 3





SCALE: 1"=60'

Appendix "A"  
Sheet 3 of 3

CONVEYANCE FROM A.D.O.T.

TO THE CITY OF GLENDALE

IN SECTIONS 7 &amp; 18, T. 2 N., R. 1 E., G.&amp;S.R.B.&amp;M.

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REPORT AND RECOMMENDATION

TO THE HONORABLE ARIZONA TRANSPORTATION BOARD:

The Intermodal Transportation Division has made a thorough investigation concerning the abandonment of a portion of right of way acquired for State Route 101 Loop within the above referenced project.

This portion was previously established as a state route designated State Route 417 by Arizona Department of Transportation Board Resolution 84-11-A-073, dated 11-16-1984; Resolution 87-11-A-105, dated 12-18-1987, renumbered and redesignated State Route 417 to State Route 101 Loop; Resolution 88-10-A-092, dated 10-21-1988, refined a portion of the State Route Plan for a future controlled access state highway; Resolution 98-06-A-021, dated 06-19-1998, established additional right of way for State Route 101 Loop as a state highway.

A portion of the previously acquired right of way is no longer needed for state transportation purposes. The City of Glendale has agreed to accept jurisdiction of the right of way and has waived the Advance Four-Year Notice of Abandonment and Pavement Quality Report in accordance with Arizona revised Statutes Section 28-7209, which will allow Arizona Department of Transportation to abandon right of way for continued public transportation use to said city. Accordingly, I recommend that the State's interest in the portion of right of way be abandoned.

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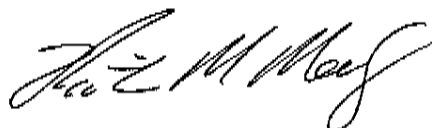
The portion of right of way to be abandoned is depicted in Appendix "A" and delineated on the maps and plans on file in the office of the State Engineer, Intermodal Transportation Division, Phoenix, Arizona, entitled "Right of Way Plans, AGUA FRIA Highway, Project 600-0-701 / 101LMA000H081103R."

I further recommend that the portion of right of way depicted in Appendix "A" be removed from the State Highway System and abandoned to The City of Glendale for a public transportation use.

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 September 15, 2006.

IN WITNESS WHEREOF I have hereunto set my hand and the official seal of the Transportation Board on September 15, 2006.



VICTOR M. MENDEZ, Director  
Arizona Department of Transportation

APPROVED

Arizona Department of Transportation  
Secretary General

0140