

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-047
PROJECT: I-19-1(12)43 / 019PM000H088801R
HIGHWAY: NOGALES - TUCSON
SECTION: Continental - Sahuarita Road
ROUTE NO.: Interstate Route 19
ENG. DIST.: Tucson
COUNTY: Pima
DISPOSAL: D-T-062

RESOLUTION OF DISPOSAL

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 Sections 28-7046 and 28-7214, recommending disposal of a portion of easement for drainage and flowage purposes from the State Transportation System by vacating and extinguishing thereof.

The portion of easement right of way to be disposed 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, NOGALES - TUCSON Highway, Project I-19-1(12)43 / 019PM000H088801R."

WHEREAS said portion of easement right of way is no longer needed for State transportation purposes, nor will it be used for public highway purposes; and

WHEREAS a remaining portion of easement right of way is still needed for State transportation purposes and is to be used for public highway purposes; and

WHEREAS because of these premises, this Board finds public convenience requires that said portion of easement right of way be removed from the State Transportation System by vacation and extinguishment; therefore be it

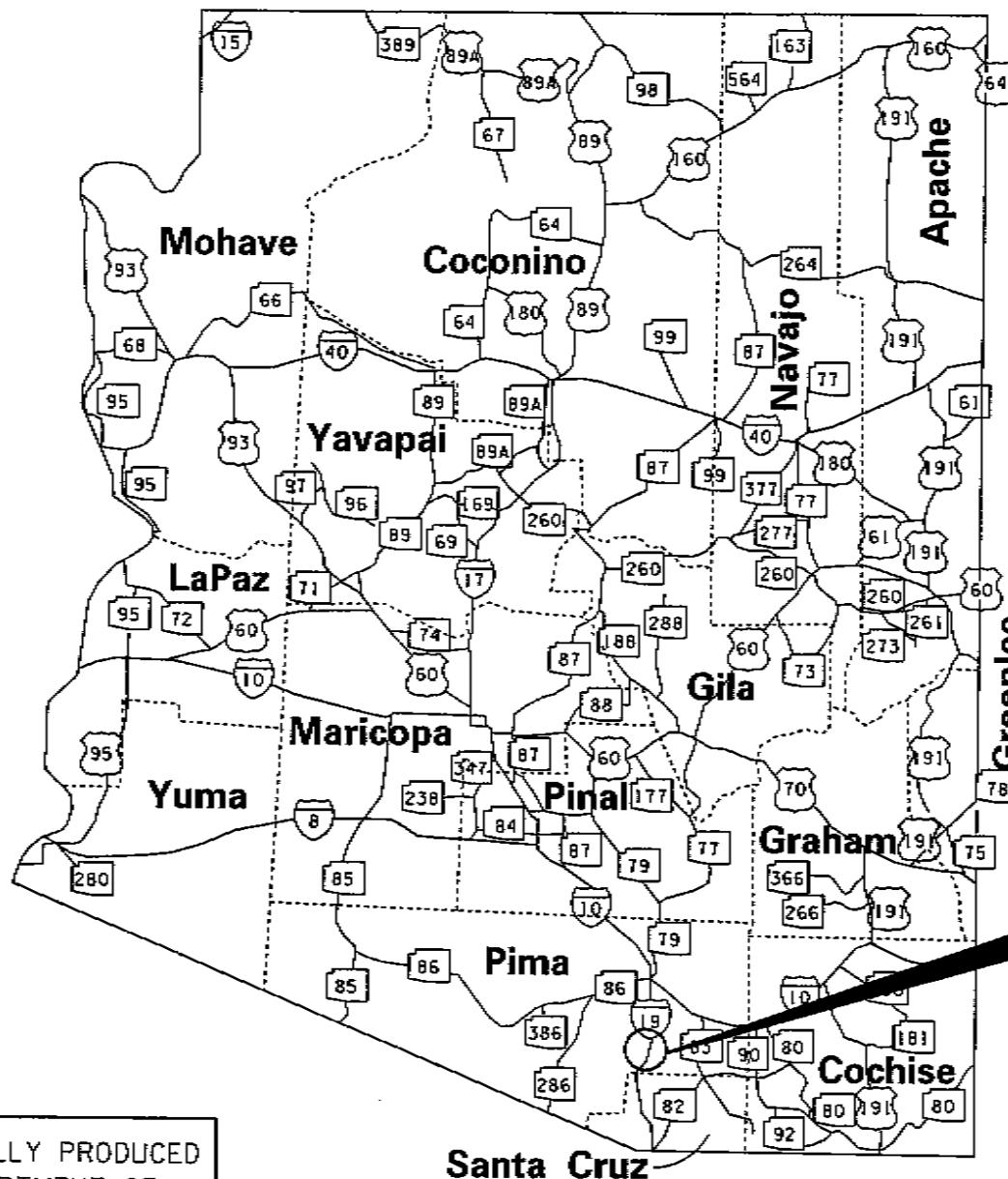
RESOLVED that the recommendation of the Director is adopted and made a part of this resolution; be it further

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RESOLVED that the portion of easement right of way no longer needed for State transportation purposes, is removed by vacation and extinguishment from the State Transportation System; be it further

RESOLVED that the remaining portion of the easement right of way not being disposed herein, shall remain in the State Transportation System for use as such.



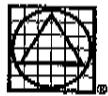
THIS PLAT WAS DIGITALLY PRODUCED
FROM ARIZONA DEPARTMENT OF
TRANSPORTATION
GENERAL HIGHWAY MAP

RIGHT OF WAY PLANS SECTION
REVISED MAY 17, 2000

APPENDIX "A"

019 PM 000 H0888 01R / 1-19-1(2)43
NOGALES - TUCSON HWY
Continental - Sahuarita Rd.
Pima County

DATE: SEPT. 15, 2006 SHEET: 1 OF 3



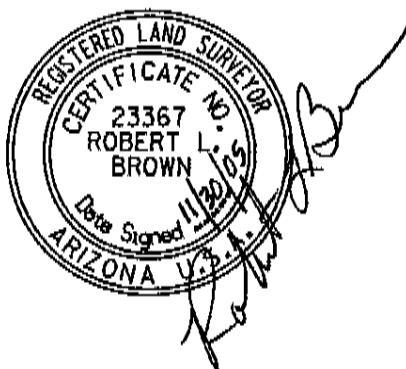
1745 East River Road
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RICK ENGINEERING COMPANY

LEGAL DESCRIPTION PARTIAL DRAINAGE EASEMENT EXTINGUISHMENT

THOSE PORTIONS OF THE EASEMENT FOR DRAINAGE PURPOSES DESCRIBED UNDER AREA #3 OF THAT FINAL ORDER OF CONDEMNATION RECORDED IN DOCKET 4092 PAGES 531 THROUGH 537, RECORDS OF THE PIMA COUNTY RECORDER, PIMA COUNTY, ARIZONA, LYING WITHIN LOTS 171 AND 172 OF **SANTO TOMAS VILLAS**, A SUBDIVISION OF PIMA COUNTY, ARIZONA, RECORDED IN BOOK 55 OF MAPS AND PLATS AT PAGE 8 AS AMENDED FROM BOOK 54, PAGE 49, SAID RECORDS OF THE PIMA COUNTY RECORDER.

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APPENDIX "A"

INTERSTATE HIGHWAY 19



1" = 50'

DRAINAGE EASEMENT
DKT 4092 PG 531
(AREA #3)

SUBJECT
PORTIONS

172

173

170

CA "A-6"

CA
LIBRARY
DEL
SANTO TOMAS VILLAS
BOOK 55 OF MAPS
& PLATS PAGE 3

EXHIBIT TO ACCOMPANY DESCRIPTION
WITHIN PORTION OF THE
NW $\frac{1}{4}$ OF SECTION 35,
TOWNSHIP 17 SOUTH, RANGE 13 EAST,
G&SRM, PIMA COUNTY, ARIZONA

168

Sheet 3 of 3

PAGE 2 OF 2

30-NOV-2005


TM
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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 said easement originally acquired for drainage and flowage purposes.

This portion of Interstate Route 19 was previously established as an access controlled state highway, by the Arizona Highway Commission Resolution 67-37, dated May 12, 1967.

Said portion of easement right of way is no longer required in the State Transportation System, nor will it be used for public highway purposes.

Accordingly, I recommend that said portion of easement right of way be removed from the State Transportation System by vacation and extinguishment thereof.

The portion of easement right of way to be vacated and extinguished was acquired by Final Order of Condemnation, recorded September 30, 1971, in Book 4092, pages 531-537 and 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, NOGALES - TUCSON Highway, Project I-19-1(12)43 / 019PM000H088801R."

All other rights of way, 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 the portion of easement right of way depicted in Appendix "A".

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Pursuant to Arizona Revised Statutes Sections 28-7046 and 28-7214, I recommend the adoption of a resolution making this recommendation effective.

Respectfully submitted,



VICTOR M. MENDEZ, Director
Arizona Department of Transportation

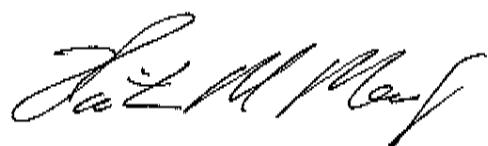
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CERTIFICATION

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 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

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