

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

NOVEMBER 17, 2006

RES. NO. 2006-11-A-053
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-068

RESOLUTION OF DISPOSAL

VICTOR M. MENDEZ, Director, Arizona Department of Transportation, on November 17, 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 drainage easement right of way from the State Transportation System by vacating and extinguishing thereof.

The drainage 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 drainage easement right of way is no longer needed for State transportation purposes nor will it be used for public highway purposes; and

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

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

RESOLVED that the drainage easement right of way is removed by vacation and extinguishment from the State Transportation System.

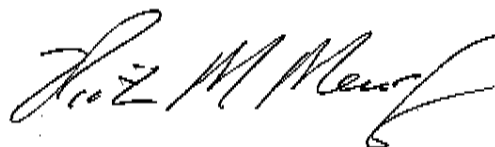
NOVEMBER 17, 2006

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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 easement right of way depicted in Appendix "A".

Pursuant to Arizona Revised Statutes Sections 28-7046 and 28-7214, 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", with a stylized flourish at the end.

VICTOR M. MENDEZ, Director
Arizona Department of Transportation

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DESCRIPTION OF DRAINAGE EASEMENT EXTINGUISHMENT

DESCRIPTION of an easement for drainage over, under and across an existing drainage easement, per docket 4177, page 332 designated area #4 and a drainageway dedicated to Pima County for recreation and drainage purposes by the final plat of Santa Cruz Meadows as recorded in Book 46 of Maps and Plats, Page 62, Pima County Records, being located in Section 26, Township 17 South, Range 13 East, Gila & Salt River Meridian, Pima County, Arizona. Said easement being more fully described as follows:

COMMENCING AT the Southeasterly corner of Lot 169, of said final plat, the Easterly line of said existing drainage easement and the Westerly Right-of-Way of Interstate 19;

Thence South 01°36'52" East, a distance of 122.68 feet to the **TRUE POINT OF BEGINNING** point being the Northeasterly corner of drainage easement, the Easterly line of said existing drainage easement and the Westerly Right-of-Way of Interstate 19;

Thence South 01°36'52" East along said Easterly line of said existing drainage easement the Westerly Right-of-Way of Interstate 19 a distance of 96.66 feet;

Thence South 59°56'40" West a distance of 111.27 feet to a point one foot North of the Northerly line of Lot 210, of said final plat;

Thence South 88°36'53" West parallel with the North line of said Lot 210 a distance of 52.16 feet to a point on the Westerly line of said existing drainage easement;

Thence North 01°36'52" West along the Westerly line of said existing drainage easement a distance of 195.10 feet to a point one foot South of the Southerly line of said Lot 170;

Thence North 87°40'12" East parallel with the Southerly line of said Lot 170 a distance of 76.47 feet;

Thence South 59°14'51" East a distance of 87.07 feet to the **TRUE POINT OF BEGINNING** point being the Easterly line of said existing drainage easement and the Westerly Right-of-Way of Interstate 19.

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Said parcel containing an approximate area of 25091 square feet or 0.576 acres of land, more or less.

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Prepared on 03/21/06

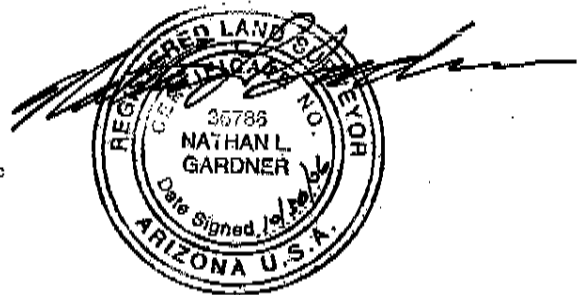
REVISED: 10/30/06

Prepared for and on behalf of Stantec Consulting Inc.

Prepared by Nathan L. Gardner, RLS

Stantec Project 185625191

W:\active\185625191\lots\EASEMENT REMAINING_revised_081030.doc



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DESCRIPTION OF DRAINAGE EASEMENT EXTINGUISHMENT

DESCRIPTION of an existing drainage easement, per docket 4177, page 332, designated area #5 to be extinguished over, under and across a portion of Lot 127, Lot 128 and Lot 129 of the final plat of Santa Cruz Meadows as recorded in Book 46 of Maps and Plats, Page 62, Pima County Records being located in Section 26, Township 17 South, Range 13 East, Gila & Salt River Meridian, Pima County, Arizona. Said easement being more fully described as follows:

BEGINNING at the Northeasterly corner of said Lot 127, the Easterly line of said Area 5, and the Westerly Right-of-Way of Interstate 19;

Thence South $01^{\circ}36'52''$ East along the Easterly line of said Area 5 and the Westerly Right-of-Way of Interstate 19 a distance of 88.15 feet, to the Southeasterly corner of said Area 5;

Thence South $88^{\circ}23'08''$ West along the Southerly line of said Area 5 a distance of 50.00 feet to the Southwesterly corner of said Area 5;

Thence North $01^{\circ}36'52''$ West along the Westerly line of said Area 5 a distance of 100.00 feet to the Northwesterly corner of said Area 5;

Thence North $88^{\circ}23'08''$ East along the Northerly line of said Area 5 a distance of 50.00 feet to the Northeasterly corner of said Area 5 and the Westerly Right-of-way for Interstate 19;

Thence South $01^{\circ}36'52''$ East along the Easterly line of said Area 5 and Westerly Right-of-Way of Interstate 19 a distance of 11.85 feet to the **TRUE POINT OF BEGINNING**.

Said parcel containing an approximate area of 5000 square feet or 0.115 acres of land, more or less.

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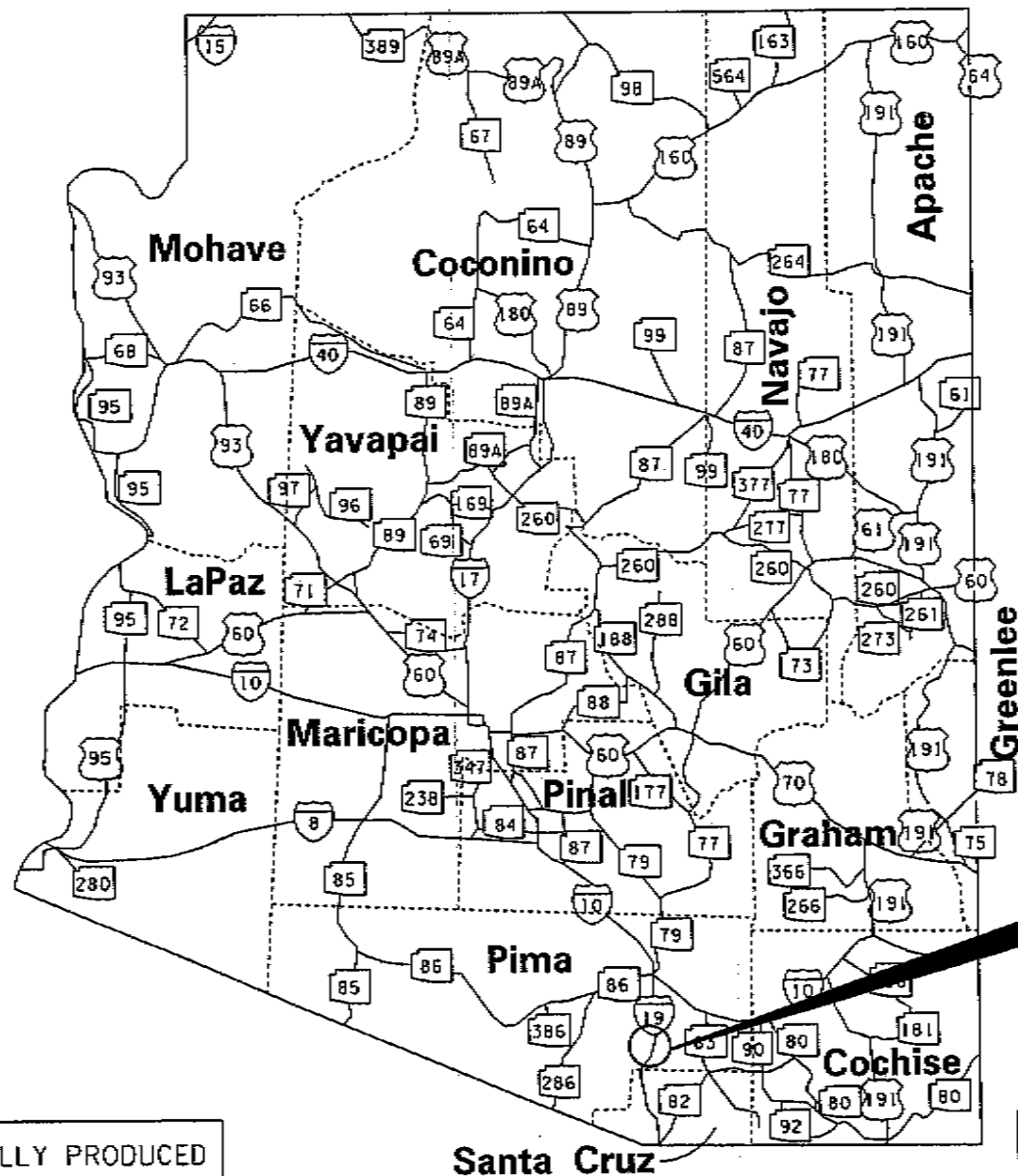
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Prepared for and on behalf of Stantec Consulting Inc.

Prepared by Nathan L. Gardner, RLS

Stantec Project 185625191





AREA OF EASEMENT
EXTINGUISHMENT
SEE SHEETS 2 - 12
FOR DETAILS

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

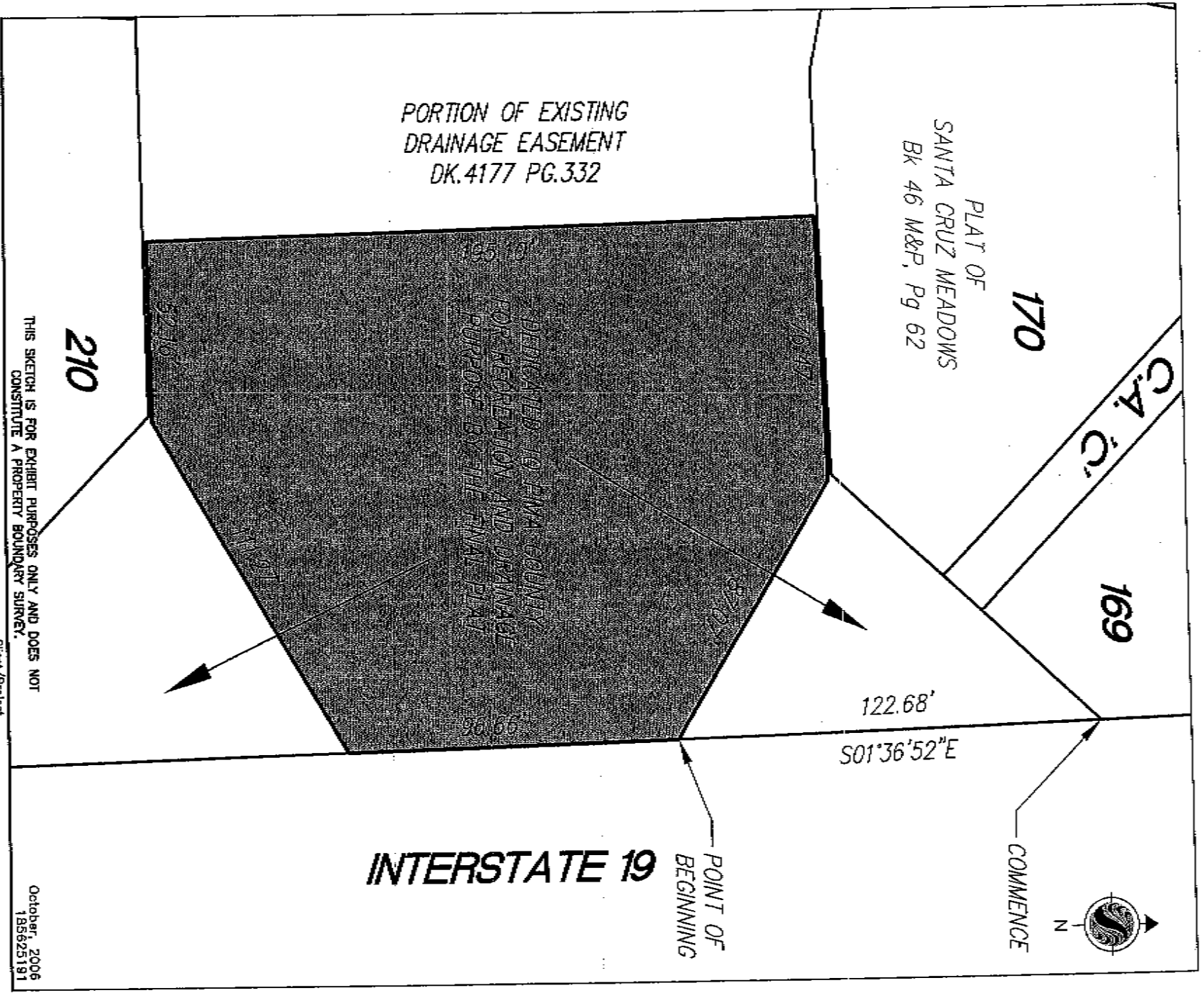
RIGHT OF WAY PLANS SECTION
REVISED MAY 17, 2000

APPENDIX "A"

019 PM 000 H0888 QIR / 1-19-1112143
NOGALES - TUCSON HWY
Continental - Sahuarita Rd.
Pima County

DATE: NOV. 17, 2006 SHEET: 1 OF 12

PLOT DATE: 10/30/06 10:20 AM DRAWING: H:\active\185625191\survey\drawing\drainage_sant_cruz_base_(04).dwg

**Stantec**

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SHEET 4 OF 12

Client/Project

SANTA CRUZ MEADOWS
 BOOK 46, MAPS & PLATS, PAGE 62
 PIMA COUNTY, ARIZONA

Figure No.

10

Title

DRAINAGE EASEMENT
 Description Exhibit

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DESCRIPTION OF A PORTION OF A DRAINAGE EASEMENT TO BE EXTINGUISHED

DESCRIPTION of an existing drainage easement, per docket 4177, page 332 designated area #4 for which a portion is to be extinguished over, under and across a portion of Lot 169, Lot 170, Common Area C, and drainageway dedicated to Pima County for recreation and drainage purposes by the final plat of Santa Cruz Meadows as recorded in Book 46 of Maps and Plats, Page 62, Pima County Records, being located in Section 26, Township 17 South, Range 13 East, Gila & Salt River Meridian, Pima County, Arizona. Said extinguished portion being more fully described as follows:

BEGINNING at a point on the Easterly line of said existing drainage easement and Westerly Right-of-Way of Interstate 19, said point also being the Southeasterly corner of said Lot 169;

Thence South 01°36'52" East along the Easterly line of said existing drainage easement and the Westerly Right-of-Way of Interstate 19 a distance of 122.68 feet;

Thence North 59°14'51" West leaving the Easterly line of said existing drainage easement and the Westerly Right-of-Way of Interstate 19 a distance of 87.07 feet to a point one foot South of the Southerly line of said Lot 170 and located in said drainageway dedicated to Pima County;

Thence South 87°40'12" West parallel with the Southerly line of said Lot 170 a distance of 76.47 feet to a point on the Westerly line of said existing drainage easement;

Thence North 01°36'52" West along the Westerly line of said existing drainage easement a distance of 145.24 feet to a point being the Northwesterly corner of said existing drainage easement;

Thence North 88°23'08" East along the Northerly line of said existing drainage easement a distance of 150.00 feet to the Northeasterly corner of said existing drainage easement and the Westerly Right-of-Way of Interstate 19;

Thence South 01°36'52" East along the Easterly line of said existing drainage easement and the Westerly Right-of-Way of Interstate 19 a distance of 68.21 feet to the **TRUE POINT OF BEGINNING** point being the Southeasterly corner of said Lot 169.

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Said parcel containing an approximate area of 23393 square feet or 0.537 acres of land, more or less.

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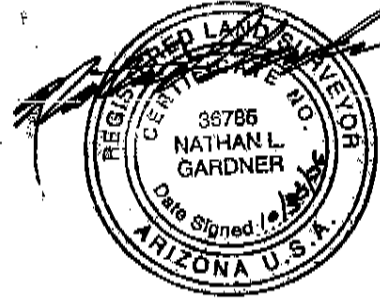
REVISED: 10/30/06

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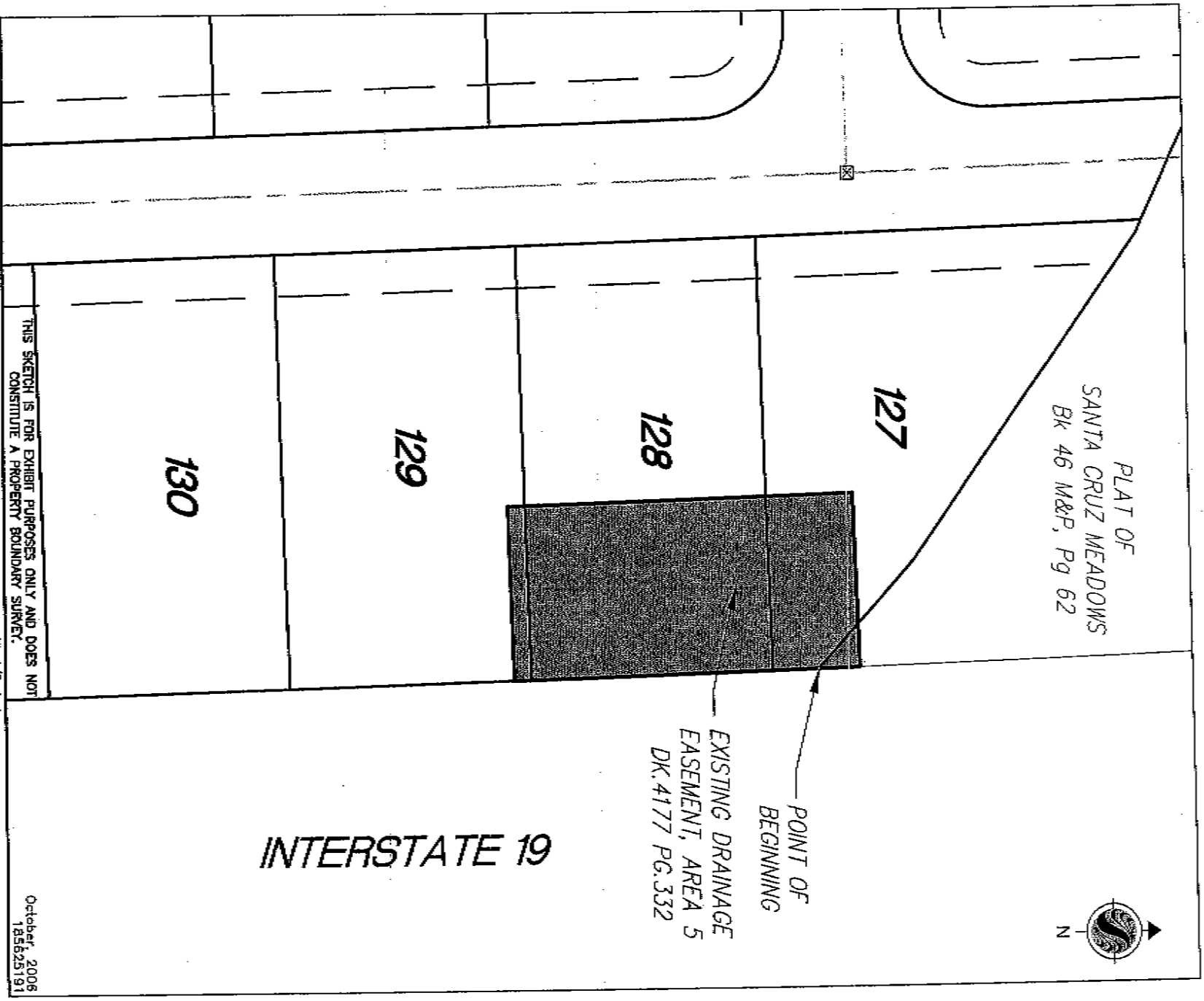
Prepared by Nathan L. Gardner, RLS

Stantec Project 185625191

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**Stantec****Stantec Consulting**

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SHEET 6 OF 12

Client/Project

SANTA CRUZ MEADOWS

BOOK 46, MAPS & PLATS, PAGE 62

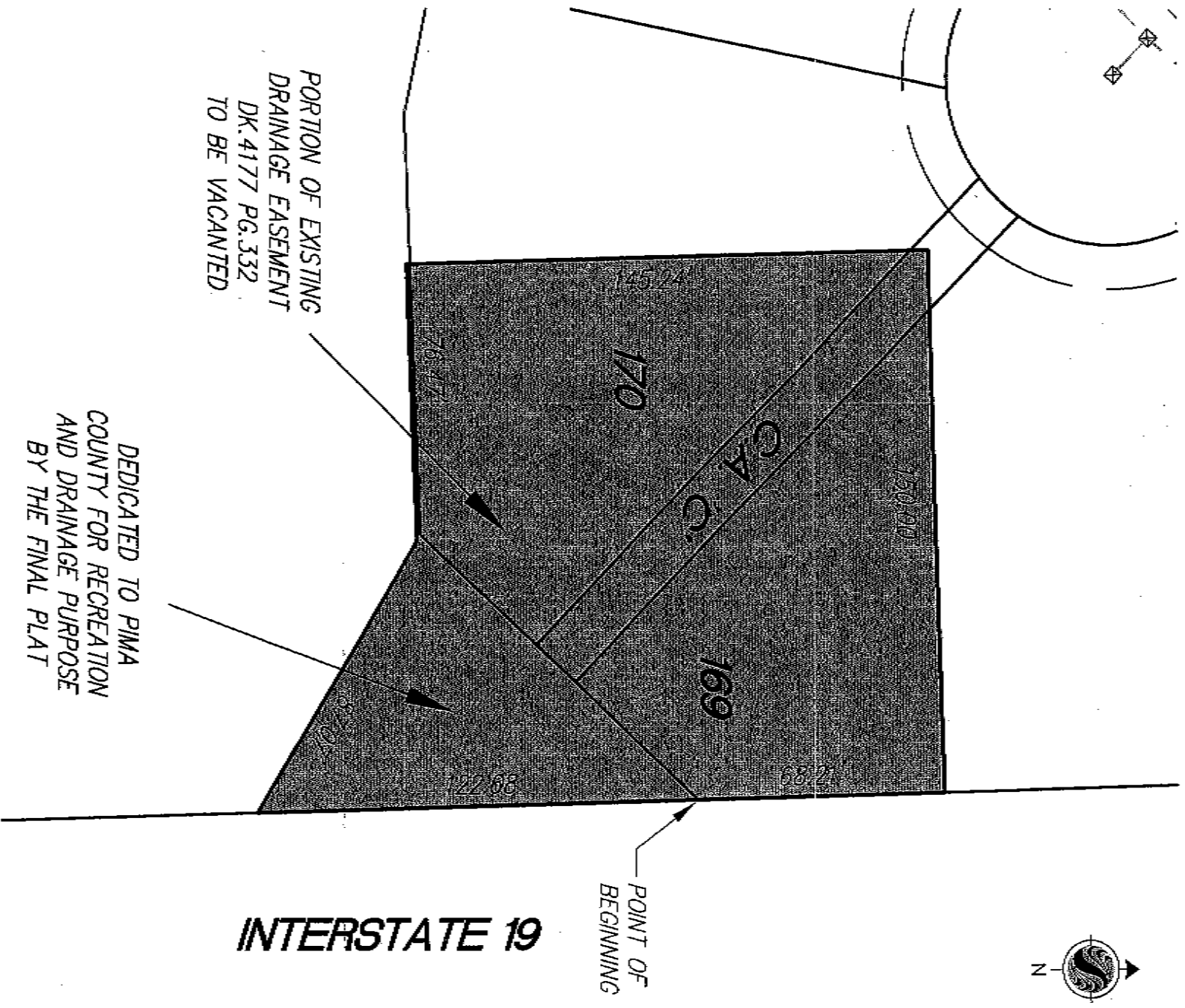
PIMA COUNTY, ARIZONA

Figure No.

1.0

Title

AREA #5, DRAINAGE
EASEMENT EXTINGUISHED



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THIS SKETCH IS FOR EXHIBIT PURPOSES ONLY AND DOES NOT
CONSTITUTE A PROPERTY BOUNDARY SURVEY.

DEDICATED TO PIMA
COUNTY FOR RECREATION
AND DRAINAGE PURPOSE
BY THE FINAL PLAT

Client/Project

SANTA CRUZ MEADOWS
BOOK 46, MAPS & PLATS, PAGE 62
PIMA COUNTY, ARIZONA

Figure No.

1.0

Title

VACANT DRAINAGE EASEMENT
Description Exhibit

October, 2006
185625191

SHEET 9 OF 12

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**Stantec****DESCRIPTION OF A PORTION OF A DRAINAGE EASEMENT
TO BE EXTINGUISHED**

DESCRIPTION of an existing drainage easement, per docket 4177, page 332 designated area #4 for which a portion is to be extinguished over, under and across a portion of Lot 210, Lot 211, Common Area C, and drainageway dedicated to Pima County for recreation and drainage purposes by the final plat of Santa Cruz Meadows as recorded in Book 46 of Maps and Plats, Page 62, Pima County Records, being located in Section 26, Township 17 South, Range 13 East, Gila & Salt River Meridian, Pima County, Arizona. Said extinguished portion being more fully described as follows:

BEGINNING at a point on the Easterly line of said existing drainage easement and the Westerly Right-of-Way of Interstate 19, said point also being the Northeasterly corner of said Lot 211;

Thence South 01°36'52" East along the Easterly line of said existing drainage easement and Westerly Right-of-Way of Interstate 19 a distance of 32.99 feet to the Southeast corner of said existing drainage easement;

Thence South 88°23'08" West along the Southerly line of said existing drainage easement a distance of 150.00 feet to the Southwest corner and West line of said existing drainage easement;

Thence North 01°36'52" West along the West line of said existing drainage easement a distance of 134.66 feet to a point being in the said drainageway dedicated to Pima County and one foot North of North line of said Lot 210 and on the West line of said existing drainage easement;

Thence North 88°36'53" East parallel with the North line of said Lot 210 a distance of 52.16 feet;

Thence North 59°56'40" East a distance of 111.27 feet to a point on the Easterly line of said existing drainage easement and the Westerly Right-of-Way of Interstate 19;

Thence South 01°36'52" East along the Easterly line of said existing drainage easement and the Westerly Right-of-Way of Interstate 19 a distance of 154.46 feet to the **TRUE POINT OF BEGINNING**.

Said parcel containing an approximate area of 22766 square feet or 0.523 acres of land, more or less.



DEDICATED TO PIMA
COUNTY FOR RECREATION
AND DRAINAGE PURPOSE
BY THE FINAL PLAT

PORTION OF EXISTING
DRAINAGE EASEMENT
DK.4177 PG.332
TO BE EXTINGUISHED

INTERSTATE 19

POINT OF
BEGINNING

PLAT OF
SANTA CRUZ MEADOWS
Bk 46 M&P, Pg 62

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CONSTITUTE A PROPERTY BOUNDARY SURVEY.

Client/Project:

SANTA CRUZ MEADOWS
BOOK 46, MAPS & PLATS, PAGE 62
PIMA COUNTY, ARIZONA

Figure No.

1.0

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SHEET 12 OF 12

EXTINGUISHMENT DRAINAGE EASEMENT
Description Exhibit

October, 2006
185625191

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Prepared on 03/21/06

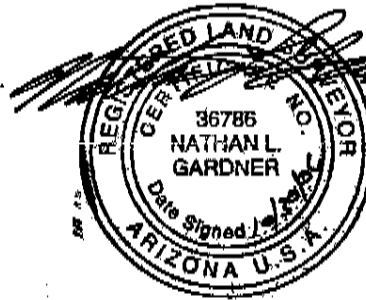
REVISED: 10/30/06

Prepared for and on behalf of Stantec Consulting Inc.

Prepared by Nathan L. Gardner, RLS

Stantec Project 185625191

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NOVEMBER 17, 2006

RES. NO. 2006-11-A-053
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HIGHWAY: NOGALES - TUCSON
SECTION: Continental - Sahuarita Road
ROUTE NO.: Interstate Route 19
ENG. DIST.: Tucson
COUNTY: Pima
DISPOSAL: D-T-068

REPORT AND RECOMMENDATION

TO THE HONORABLE ARIZONA TRANSPORTATION BOARD:

The Intermodal Transportation Division has made a thorough investigation concerning the disposal of drainage easement right of way originally acquired for use within the above referenced project.

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

Said drainage 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 drainage easement right of way be removed from the State Transportation System by vacation and extinguishment thereof in accordance with Arizona Revised Statute 28-7214.

The drainage easement right of way to be vacated and extinguished was acquired by Final Order of Condemnation Instrument No. 111780 recorded January 31, 1972, in Book 4177, pages 332-337 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."

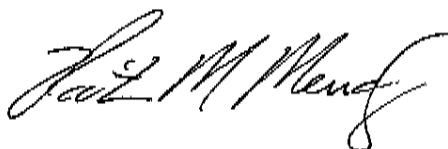
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CERTIFICATION

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 November 17, 2006.

IN WITNESS WHEREOF I have hereunto set my hand and the official seal of the Transportation Board on November 17, 2006.



VICTOR M. MENDEZ, Director
Arizona Department of Transportation