

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

September 16, 2010

RES. NO. 2010-09-A-065
PROJECT: N-900-0-700 / 079PN136H555101R
HIGHWAY: ORACLE JCT. - FLORENCE HIGHWAY
SECTION: S.R.79, M.P. 136.27 @ AAR/DOT No.742-407-P
ROUTE NO.: State Route 79
ENG. DIST.: Tucson
COUNTY: Pinal

RESOLUTION OF ESTABLISHMENT

JOHN S. HALIKOWSKI, Director, Arizona Department of Transportation, on September 16, 2010, presented and filed with this Transportation Board his written report under Arizona Revised Statutes Section 28-7046, recommending the establishment of temporary construction easements necessary for the improvement of State Route 79.

The area of temporary construction easements required 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 "100% Design Plans, dated December, 2009, ORACLE JCT. - FLORENCE Highway."

WHEREAS temporary construction easements are needed beyond the existing right of way to add a shoofly for the railroad; and

WHEREAS because of these premises, this Board finds that public safety, necessity and convenience require the recommended improvement of said highway; therefore, be it

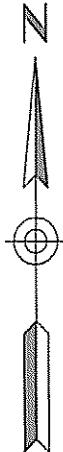
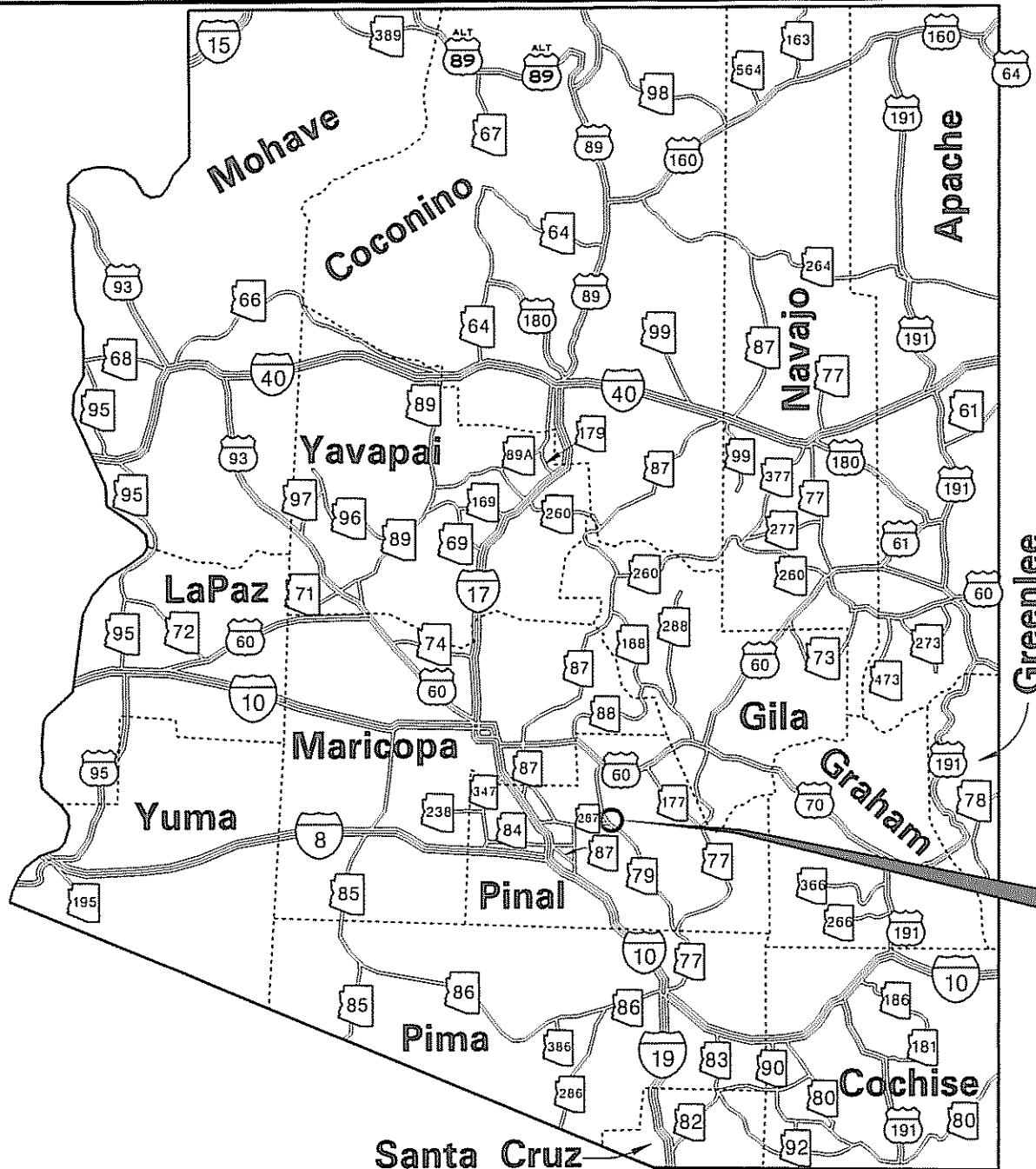
RESOLVED that the recommendation of the Director is adopted and made a part of this resolution; be it further

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RESOLVED that the Director is hereby authorized to acquire by lawful means including condemnation authority, in accordance with Arizona Revised Statutes Section 28-7092, temporary construction easements 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

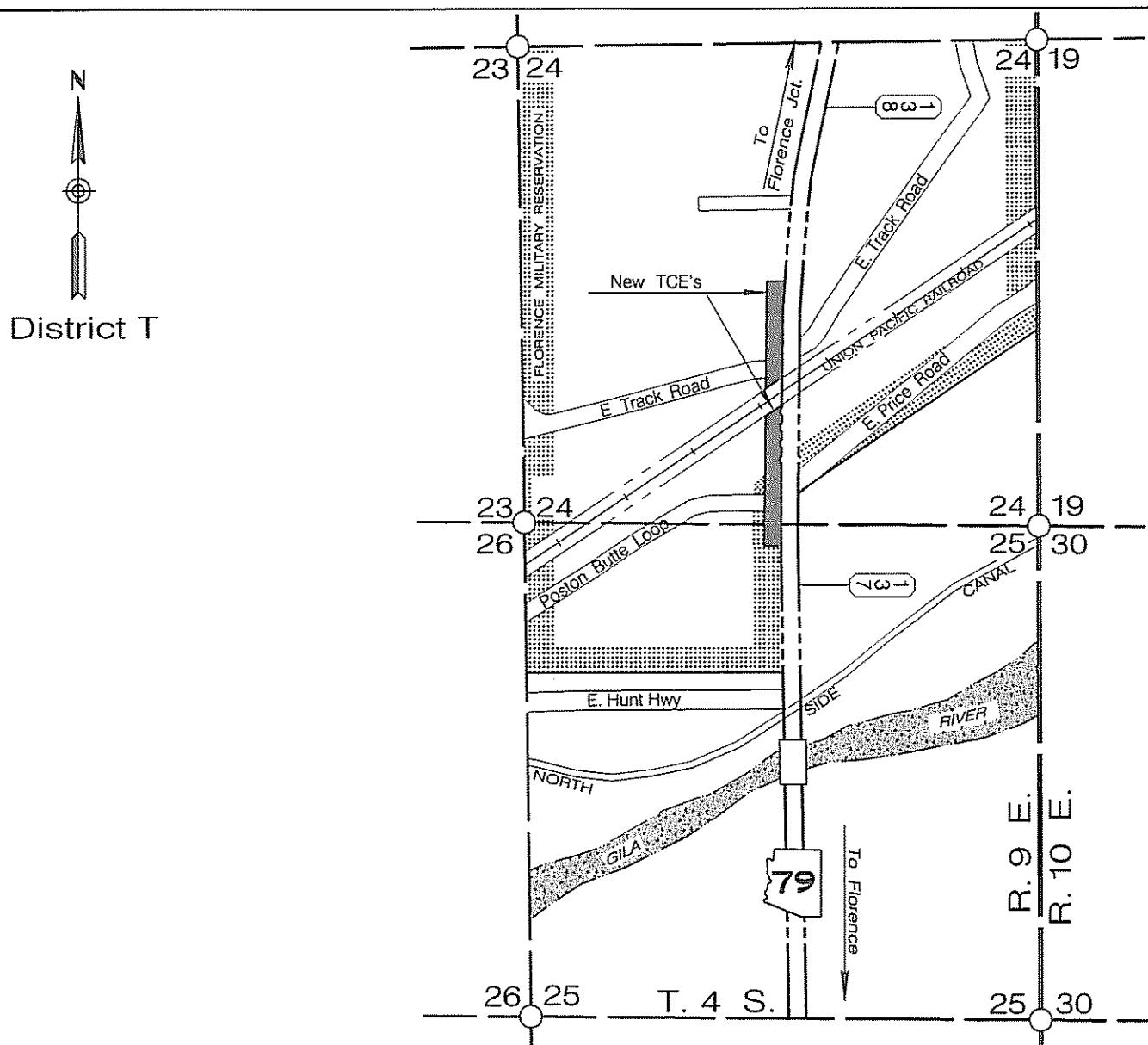
RESOLVED that the Director compensate the necessary parties for the Temporary Construction Easements to be acquired. Upon failure to acquire said lands by other lawful means, the Director is authorized to initiate condemnation proceedings.



A LEGIBLE COPY CAN BE OBTAINED FROM THE ARIZONA
DEPARTMENT OF TRANSPORTATION STATE ENGINEER'S
OFFICE RIGHT OF WAY GROUP 205 SOUTH 17TH
AVENUE PHOENIX, ARIZONA 85007 MAIL DROP 612E

APPENDIX "A"

079 PN 136 H5551 01R - N 900-0-700
ORACLE JCT. - FLORENCE HIGHWAY
SR 79 MP 136.27 at AARDOT No. 742-407-P
Pinal County
SEPT. 16, 2010 SHEET 1 OF 2



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RIGHT OF WAY GROUP
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PHOENIX, ARIZONA 85007
MAIL DROP 612E

AREA OF TEMPORARY
CONSTRUCTION EASEMENT

079 PN 136 H5551 01R
N 900-0-700
ORACLE JCT - FLORENCE HIGHWAY
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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 State Route 79 within the above referenced project.

This portion was previously established as a state route and state highway by the Arizona Highway Commission Resolution dated September 9, 1927, page 26 of the Official Minutes.

This project involves improvements in and around the existing right of way for State Route 79. Temporary construction easements outside the existing right of way are needed to add a shoofly for the railroad. Accordingly, it is now necessary to establish and acquire the temporary construction easements needed.

The area of temporary construction easements required 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 "100% Design Plans, dated December, 2009, ORACLE JCT. - FLORENCE Highway."

In the interest of public safety, necessity and convenience, I recommend that the temporary construction easements depicted in Appendix "A" be acquired in order to improve this portion of State Route 79.

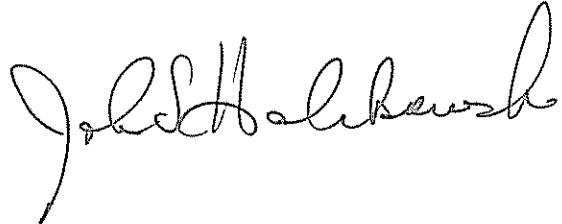
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I further recommend the acquisition of material for construction, haul roads and various easements necessary for or incidental to the improvement.

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

Respectfully submitted,



JOHN S. HALIKOWSKI, Director
Arizona Department of Transportation

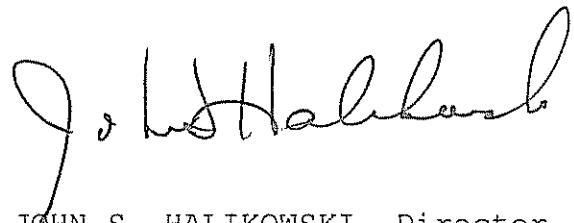
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CERTIFICATION

I, JOHN S. HALIKOWSKI, 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 16, 2010.

IN WITNESS WHEREOF I have hereunto set my hand and the official seal of the Transportation Board on September 16, 2010.



JOHN S. HALIKOWSKI, Director
Arizona Department of Transportation