

When recorded mail to:

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

January 21, 2011

RES. NO. 2011-01-A-002
PROJECT: 888MA000H752501R
HIGHWAY: PAPAGO FREEWAY, AGUA FRIA AND PIMA FREEWAY AND BOB
 STUMP MEMORIAL PARKWAY
SECTION: Noise Mitigation on the MAG Regional Freeway System
ROUTE NO.: Interstate Route 10, S.R. 101 Loop & 303 Loop
ENG. DIST.: Phoenix
COUNTY: Maricopa

RESOLUTION OF ESTABLISHMENT

JOHN S. HALIKOWSKI, Director, Arizona Department of Transportation, on January 21, 2011, presented and filed with this Transportation Board his written report under Arizona Revised Statutes Section 28-7046, recommending the establishment and acquisition of new right of way as a state route and state highway for the improvement of portions of I-10, S.R. 101 Loop and S.R. 303 Loop forth in the above referenced project.

The new right of way to be established as a state route and state highway 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 "100% Design Plans, dated April 09, 2010, PAPAGO FREEWAY, AGUA FRIA AND PIMA FREEWAYS AND BOB STUMP MEMORIAL PARKWAY".

WHEREAS establishment and acquisition of the new right of way as a state route and state highway is necessary for this improvement, and includes authorization pursuant to Arizona Revised Statutes Sections 28-7092 and 28-7094, an estate in fee, or such other interest as required, to include advance, future and early acquisition, including exchanges and donations and 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; and

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WHEREAS because of these premises, this Board finds public safety, necessity and convenience require the recommended establishment and acquisition of the new right of way as a state route and state highway needed for this improvement; and

WHEREAS the existing county, town or city roadways as delineated on said maps and plans are hereby established as a state route and state highway by this Resolution action and that no further conveying document is required; therefore, be it

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

RESOLVED that the right of way depicted in Appendix "A" is hereby designated a state route and state highway, to include any existing county, town or city roadways necessary for or incidental to the improvements as delineated on said maps and plans; be it further

RESOLVED that the Director is hereby authorized to acquire by lawful means pursuant to Arizona Revised Statutes Sections 28-7092 and 28-7094, an estate in fee, or such other interest as required, to include advance, future and early acquisition, including exchanges and donations and 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

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RESOLVED that written notice be provided to the County Board of Supervisors in accordance with Arizona Revised Statute 28-7043, and to the affected governmental jurisdictions for whose local existing roadways are being immediately established as a state route and state highway herein; be it further

RESOLVED that the Director secure an appraisal of the property to be acquired and that necessary parties be compensated; With the exception of any existing county, town or city roadways being immediately established herein as a state route and state highway. Upon failure to acquire said lands by other lawful means, the Director is authorized to initiate condemnation proceedings.

AREA OF ESTABLISHMENT
& TCE
SEE SHEET 2 OF 10
FOR DETAILS

Bell Rd —
— Waddell Rd —
— Cactus Rd — **IP**
W**K****W****A****P**

STU
AL PAK

____ Way
____ Rd
____ BO
____ MEMOR

A shield-shaped highway marker for U.S. Route 10, featuring the route number in the center and "U.S. HIGHWAY" around the perimeter.

85

10 of 10

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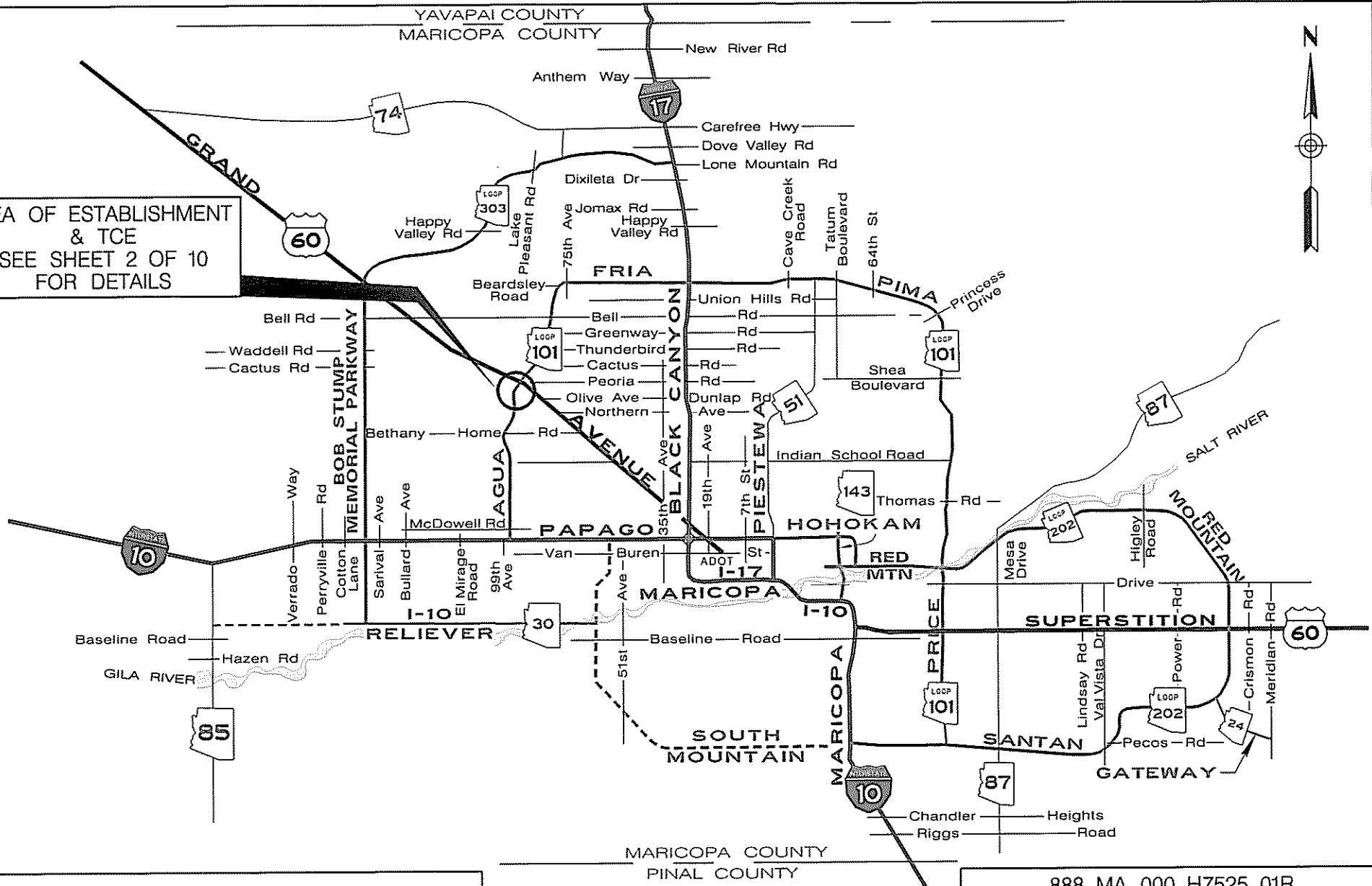
RIGHT OF WAY GROUP
205 SOUTH 17TH AVENUE
PHOENIX, ARIZONA 85007

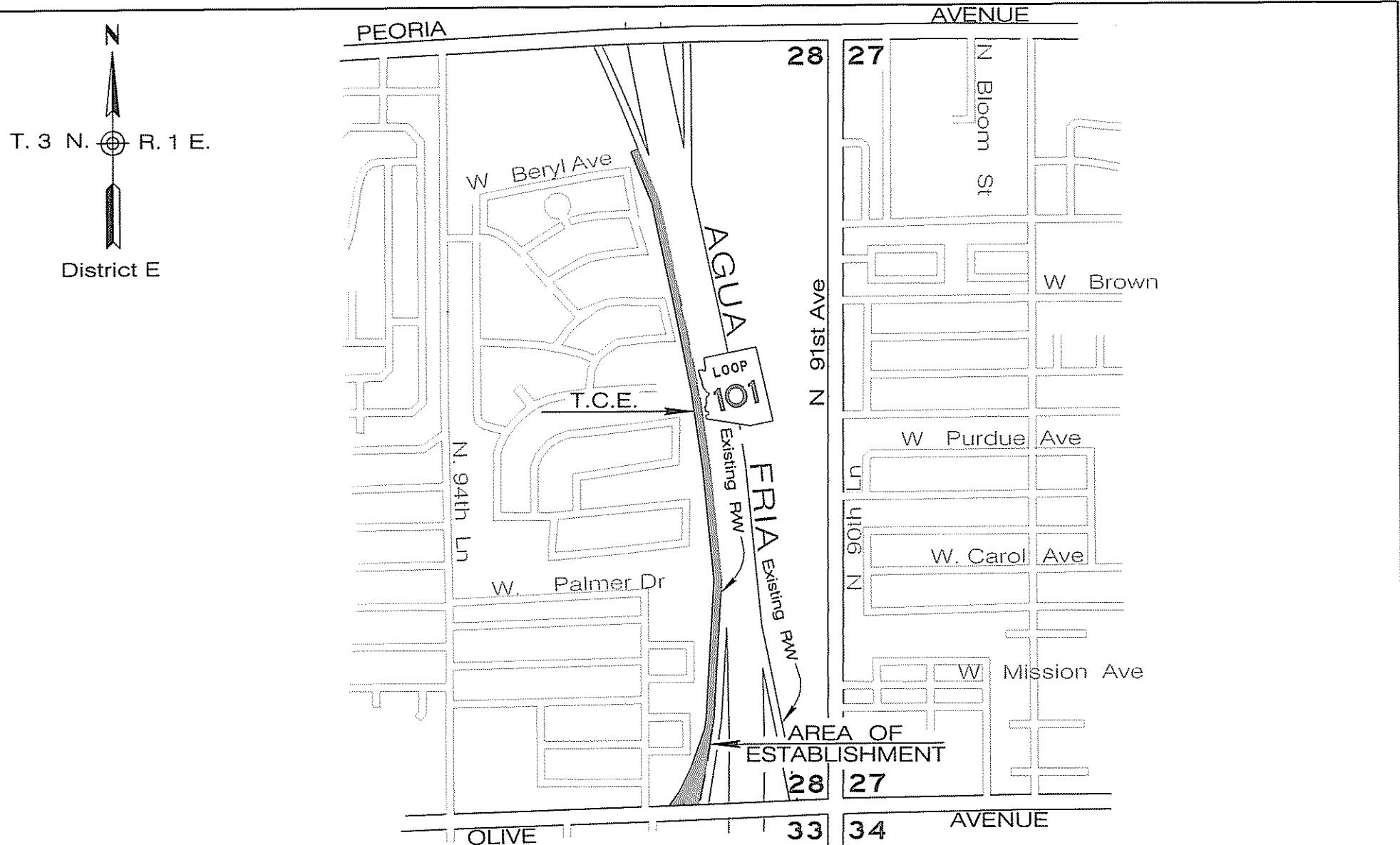
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APPENDIX "A"

888 MA 000 H7525 01R
NOISE REDUCTION STUDY WITHIN
MARICOPA COUNTY
Noise Mitigation on the
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AREA OF TEMPORARY CONSTRUCTION EASEMENT

AREA OF ESTABLISHMENT

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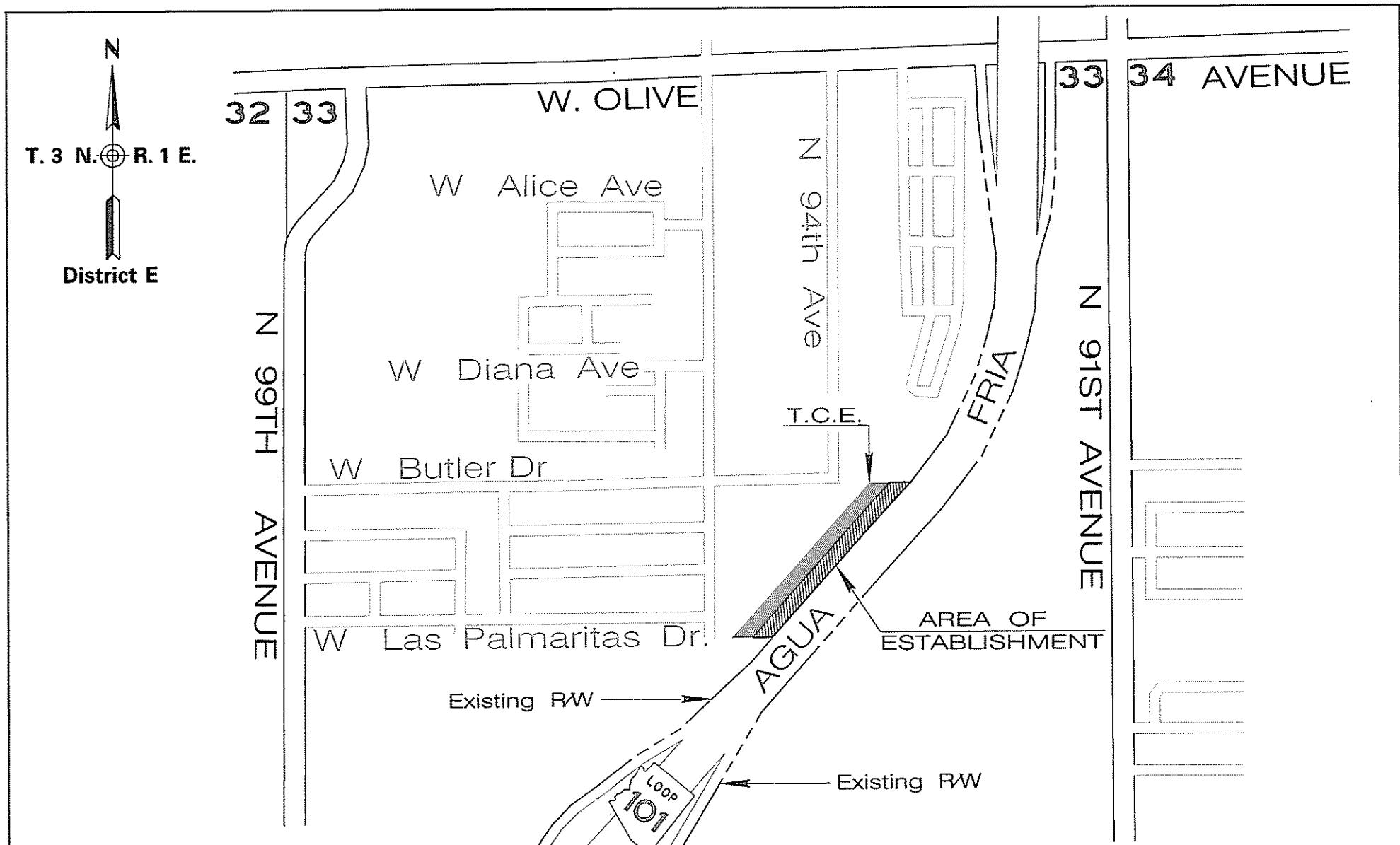
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AREA OF ESTABLISHMENT
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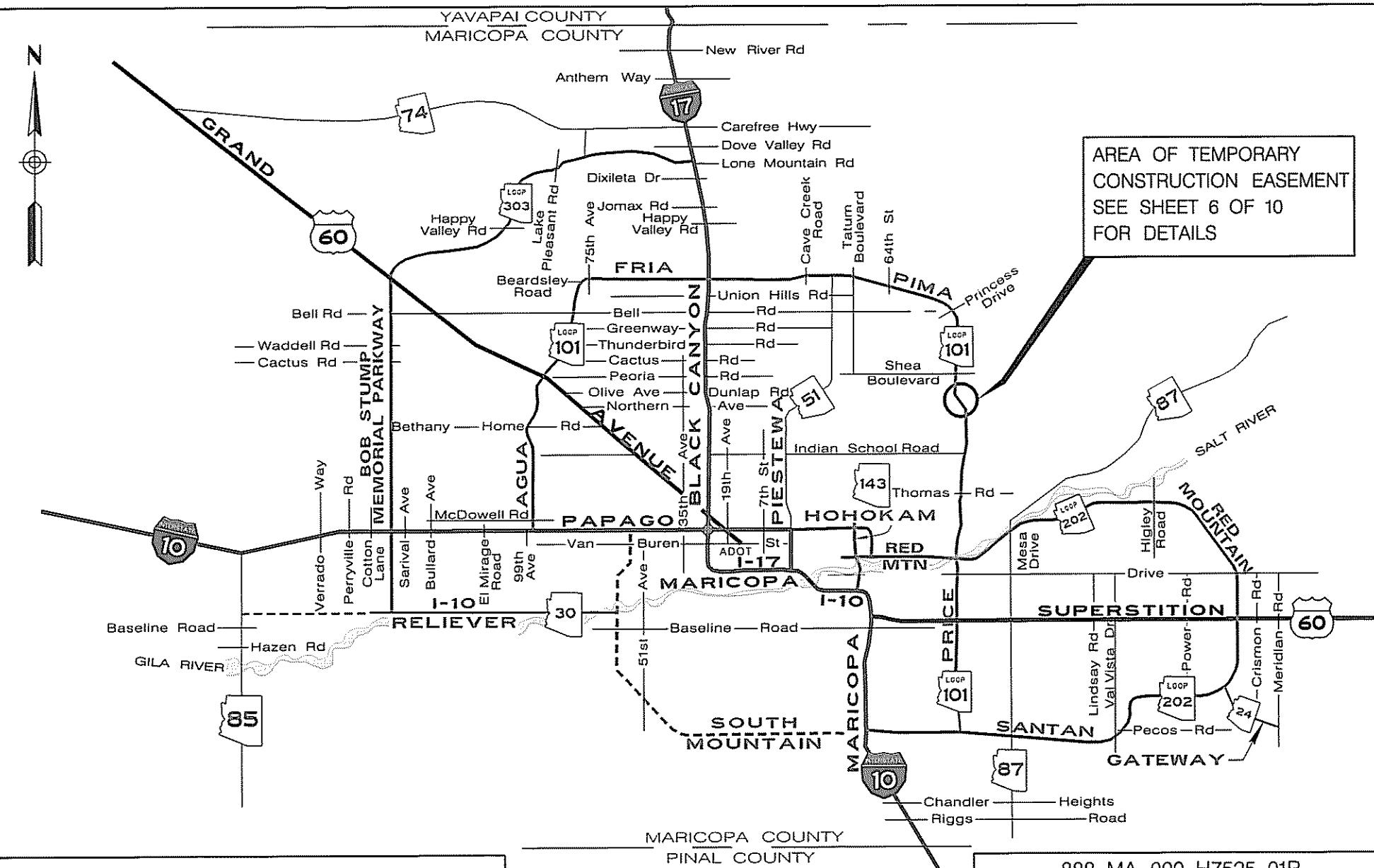
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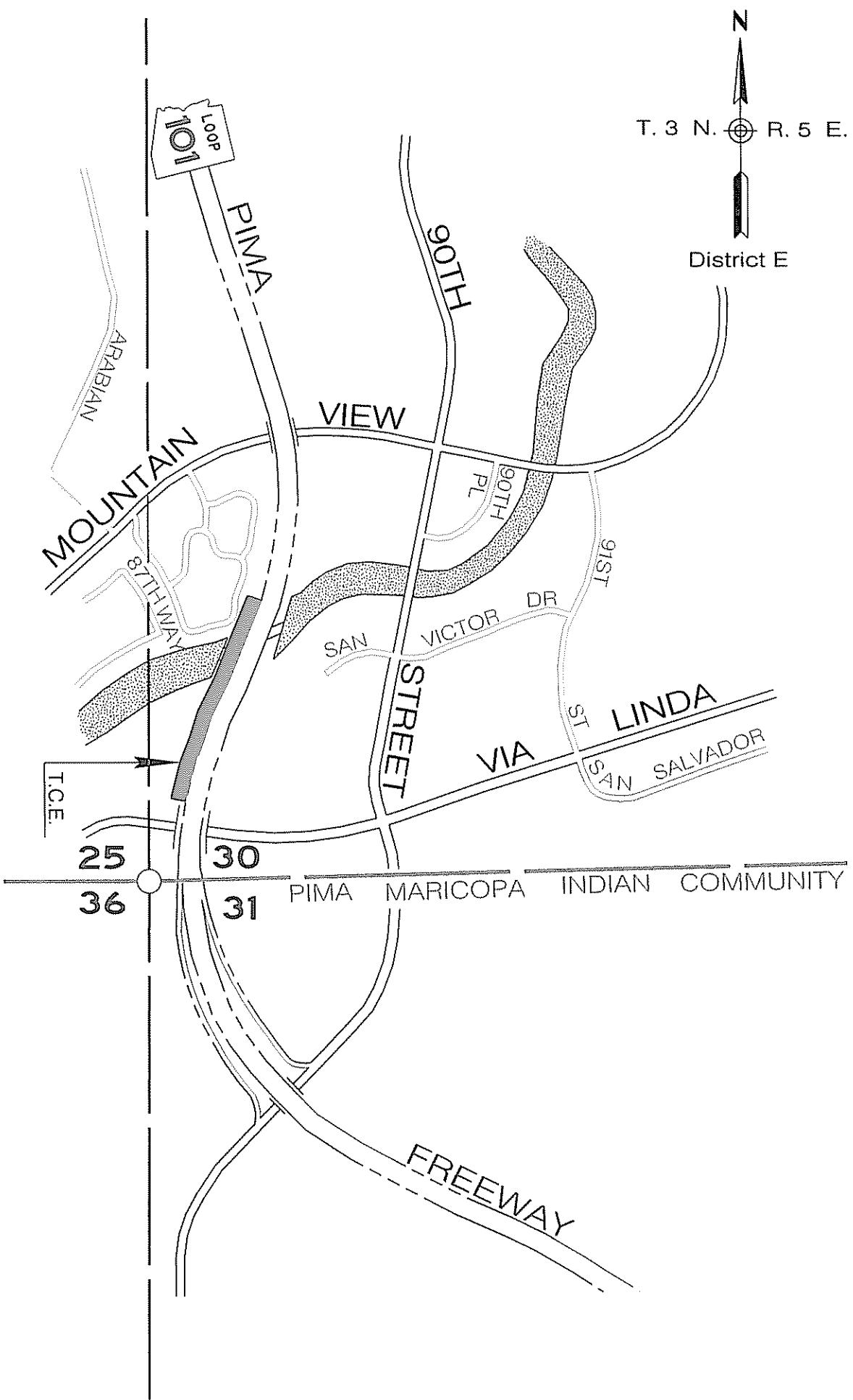
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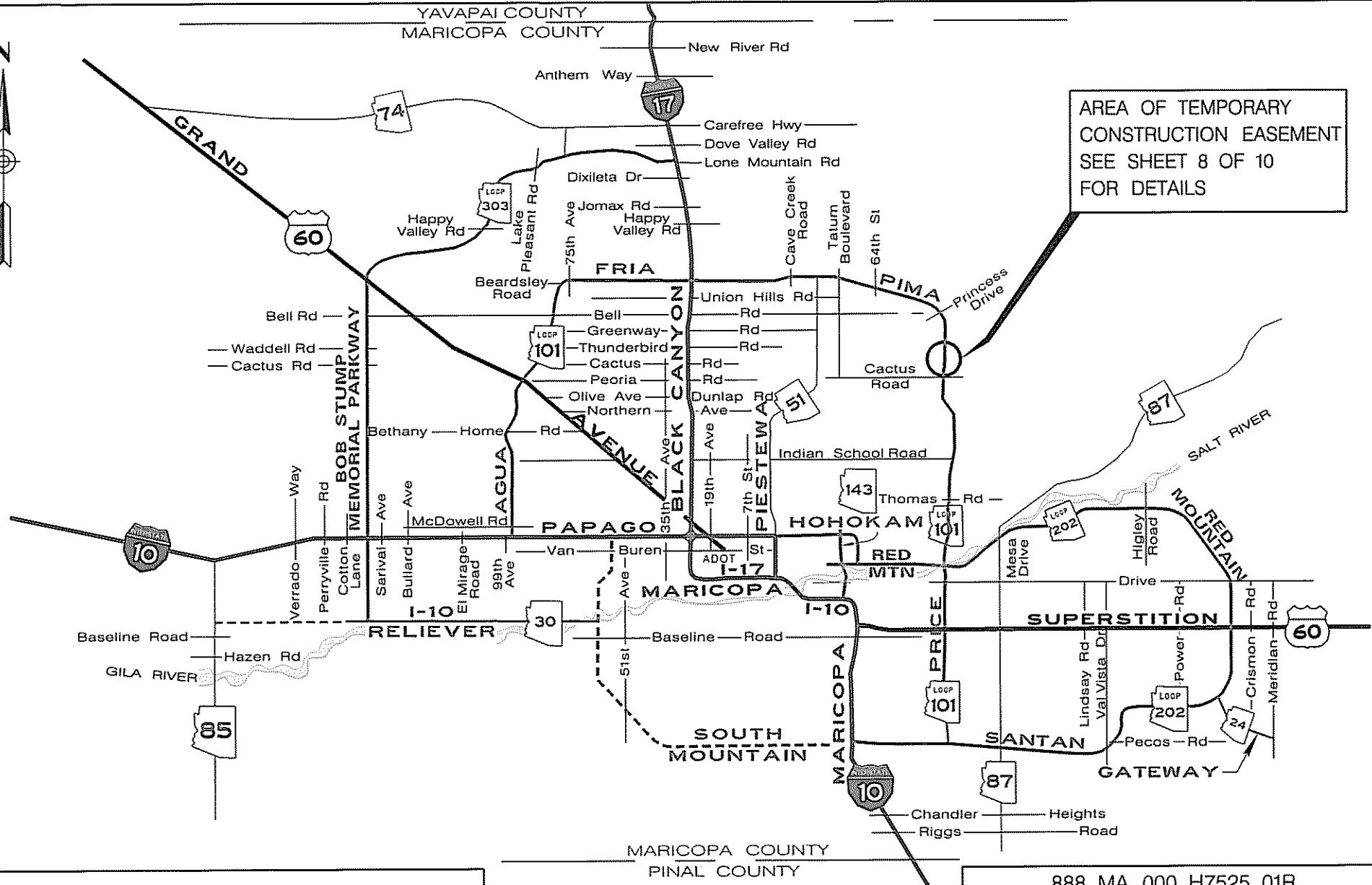
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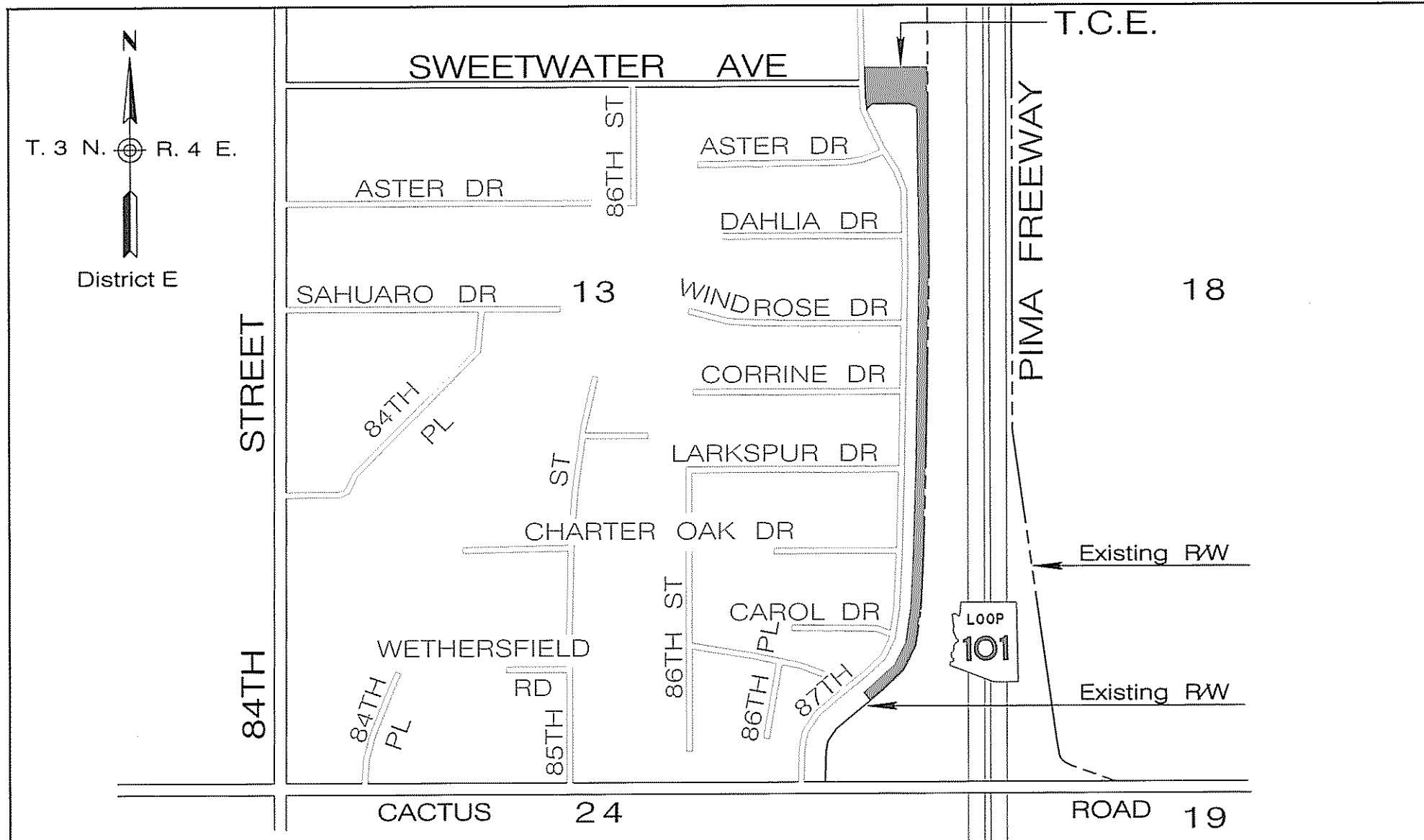
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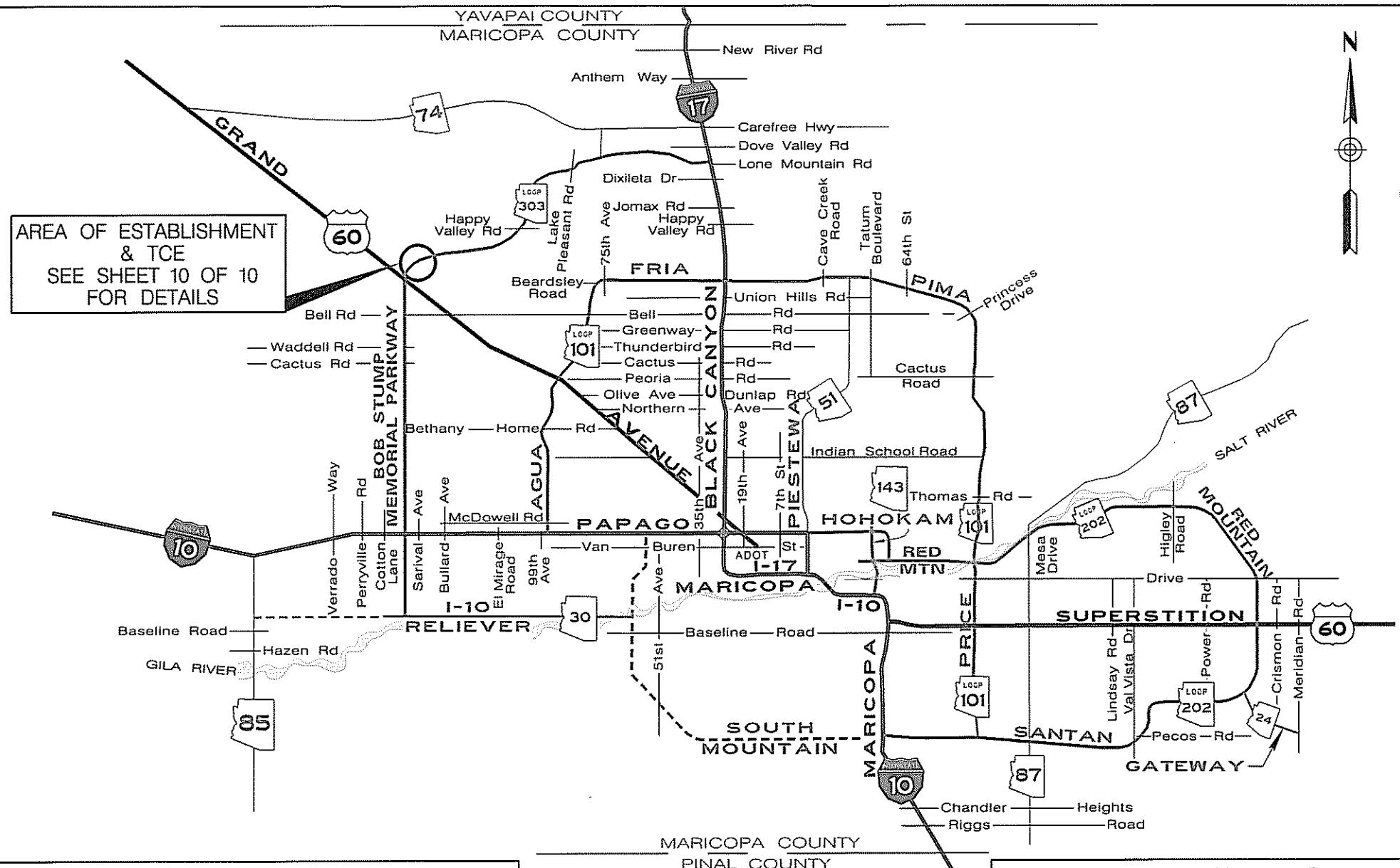


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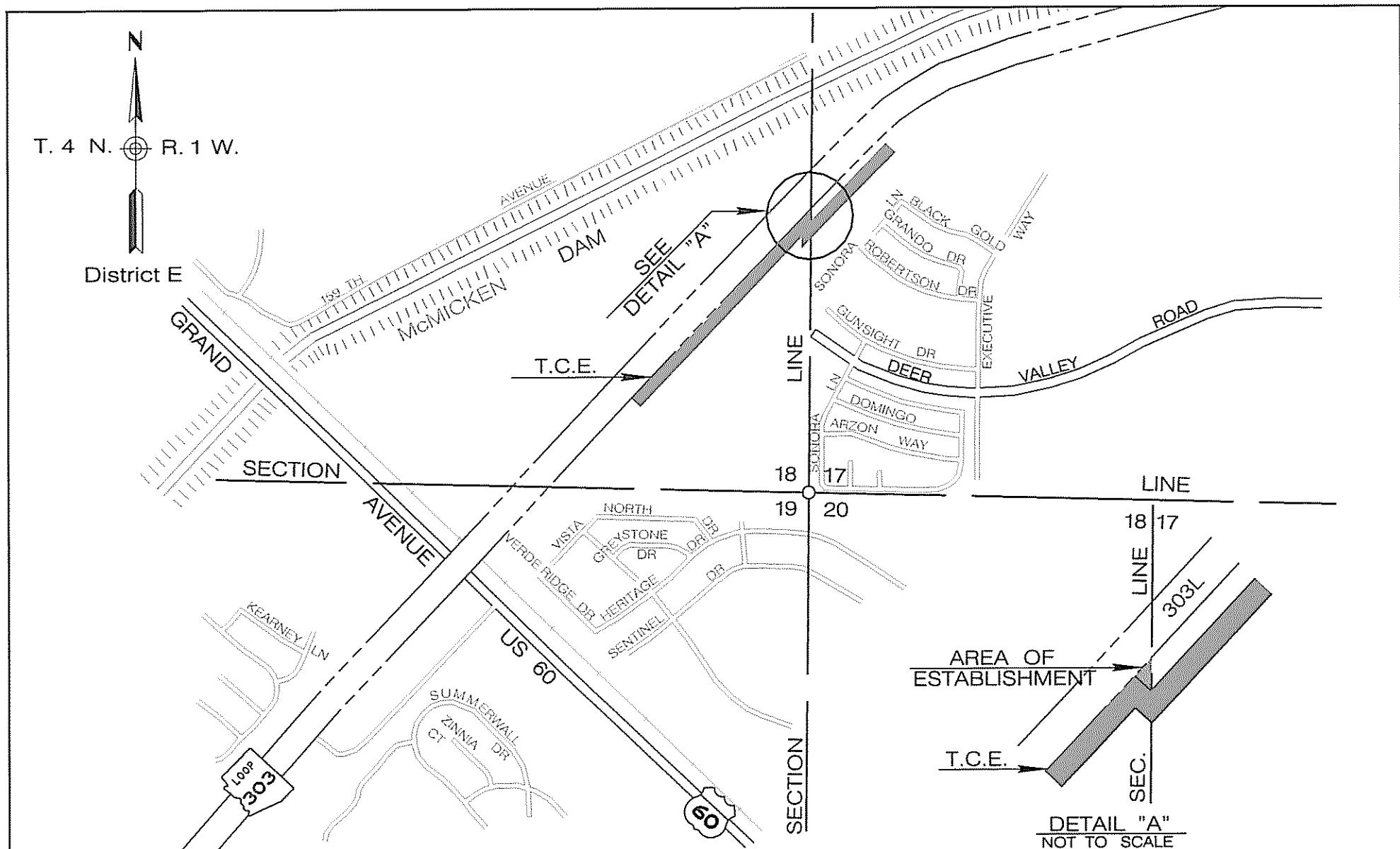
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REPORT AND RECOMMENDATION

TO THE HONORABLE ARIZONA TRANSPORTATION BOARD:

The Intermodal Transportation Division has made a thorough investigation concerning the establishment of new right of way as a state route and state highway for the improvement of Interstate Route 10, S.R. 101 Loop & 303 Loop within the above referenced project.

New right of way is now needed for construction of sound walls. Accordingly, it is necessary to establish and acquire the new right of way as a state route and state highway for this improvement project.

The new right of way to be established and acquired as a state route and state highway for necessary improvements 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 April 9, 2010, PAPAGO FREEWAY, AGUA FRIA AND PIMA FREEWAYS AND BOB STUMP MEMORIAL PARKWAY".

In the interest of public safety, necessity and convenience, I recommend that the new right of way depicted in Appendix "A" be established as a state route and state highway.

I recommend the acquisition of the new right of way pursuant to Arizona Revised Statutes Sections 28-7092 and 28-7094, an estate in fee, or such other interest as required, to include advance, future and early acquisition, including exchanges and donations and material for construction, haul roads and various easements necessary for or incidental to the improvement.

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I further recommend the immediate establishment of existing county, town and city roadways into the state highway system as a state route and state highway which are necessary for or incidental to the improvement as delineated on said maps and plans, to be effective upon signing of this recommendation. This Resolution is considered the conveying document for such existing county, town and city roadways and no further conveyance is legally required.

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

Respectfully submitted,


John S. Halikowski

JOHN S. HALIKOWSKI, Director
Arizona Department of Transportation

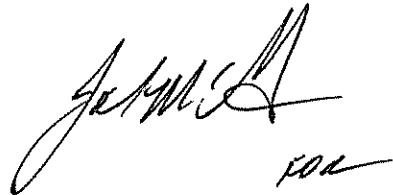
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CERTIFICATION

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 January 21, 2011.

IN WITNESS WHEREOF I have hereunto set my hand and the official seal of the Transportation Board on January 21, 2011.



JOHN S. HALIKOWSKI, Director
Arizona Department of Transportation

ATTACHMENT

RECORDED
RECORDED
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