

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

SEQUENCE: 20122360637  
No. Pages: 8  
8/23/2012 3:59 PM

F. ANN RODRIGUEZ, RECORDER  
Recorded By: MM(e-recording)



August 17, 2012

RES. NO. 2012-08-A-033  
PROJECT: 019-A (014) / 019PM061H846701R  
HIGHWAY: NOGALES - TUCSON  
SECTION: Ajo Way T.I. (Jct. S.R. 86)  
ROUTE NO.: Interstate Route 19  
ENG. DIST.: Tucson  
COUNTY: Pima

RESOLUTION OF ESTABLISHMENT

JOHN S. HALIKOWSKI, Director, Arizona Department of Transportation, on August 17, 2012, 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 for the improvement of Interstate Route 19 as set forth in the above referenced project.

The new right of way to be established and acquired for this improvement, to include access control as necessary, 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 019-A(014) / 019PM061H846701R."

WHEREAS establishment and acquisition of the new right of way 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, access control, exchanges, donations and material for construction, haul roads and various easements in any property necessary for or incidental to the improvements as delineated on said; and

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 needed for this improvement and that access to the highway be controlled as delineated on the maps and plans; therefore, be it

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

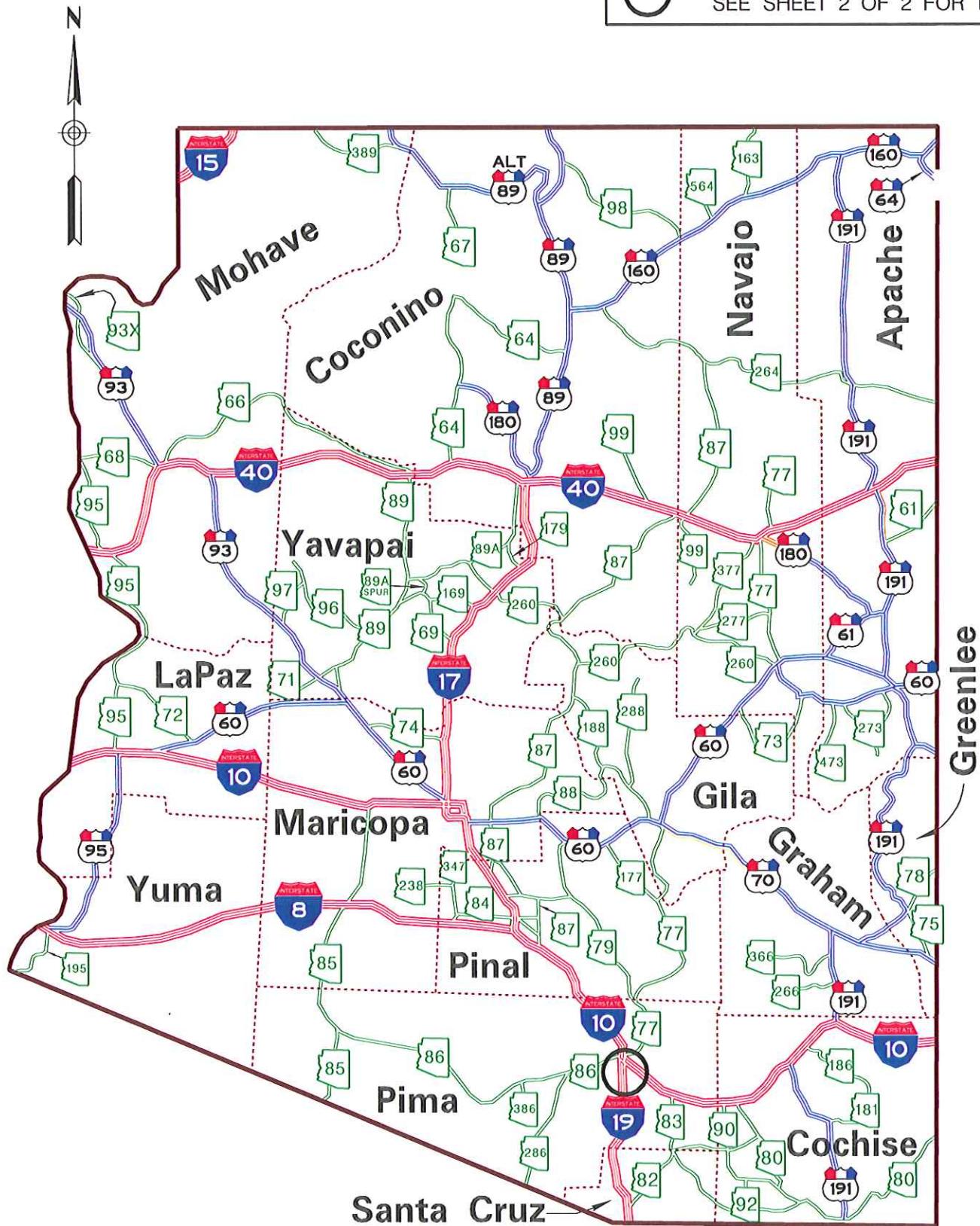
RESOLVED that the new right of way as depicted in Appendix "A" is hereby designated a controlled access state route and that the new right of way shall be established as a state highway prior to construction, and that ingress and egress to and from the highway and to and from abutting, adjacent, or other lands be denied, controlled or regulated as indicated by the maps and plans. Where no access is shown, none will be allowed to exist; 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, access control, exchanges, 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

RESOLVED that the Director secure an appraisal of the property to be acquired and that necessary parties be compensated. Upon failure to acquire said lands by other lawful means, the Director is authorized to initiate condemnation proceedings.

2012-08-A-033

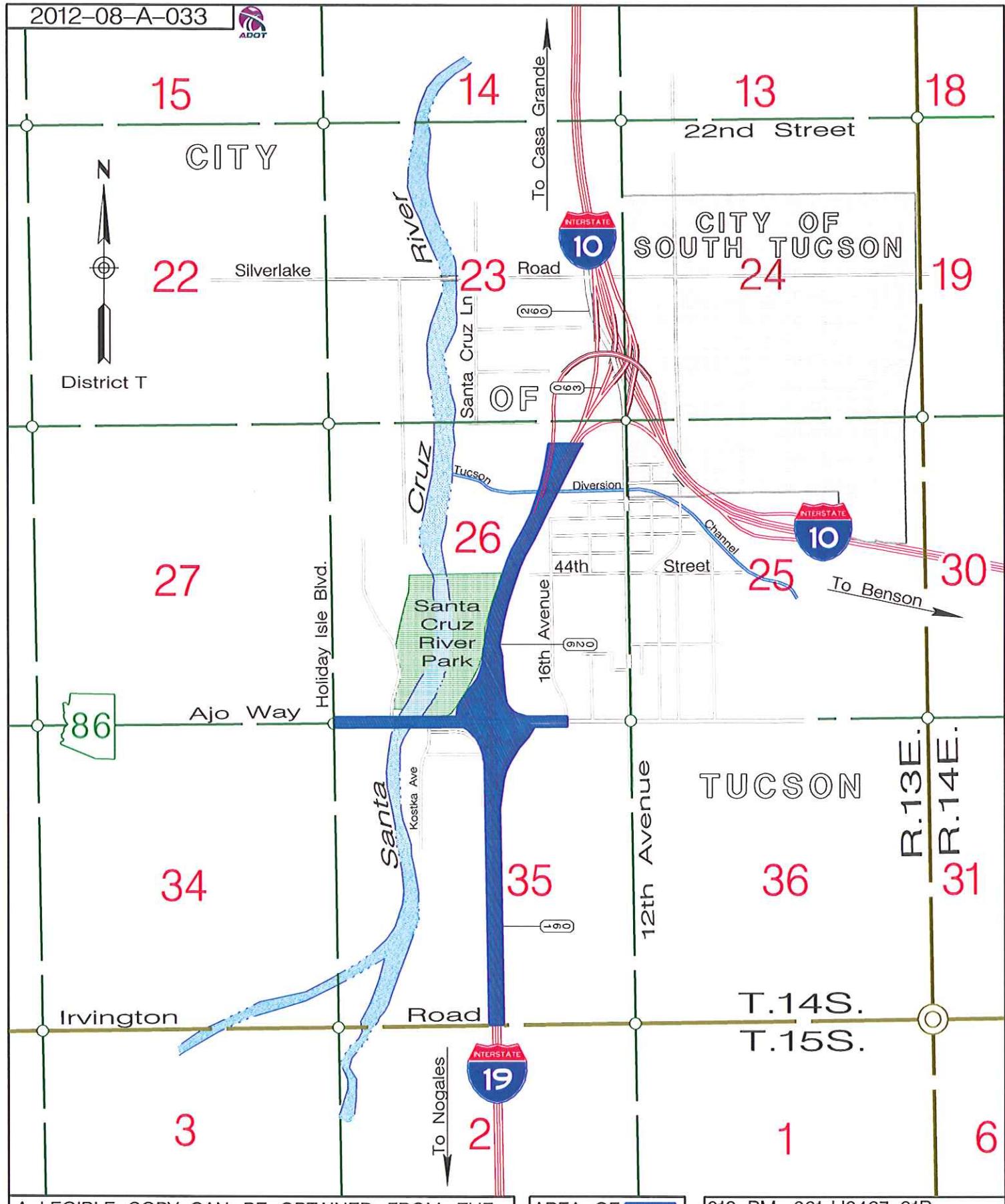
 = AREA OF ESTABLISHMENT  
SEE SHEET 2 OF 2 FOR DETAILS



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

019 PM 061 H8467 01R  
NOGALES - TUCSON HWY  
Ajo Way TI (Jct. SR 86)  
Pima County  
August 17, 2012 SHEET 1 OF 2

## APPENDIX "A"



A LEGIBLE COPY CAN BE OBTAINED FROM THE  
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AREA OF [REDACTED]  
ESTABLISHMENT

APPENDIX "A"

019 PM 061 H8467 01R  
NOGALES - TUCSON HWY  
Ajo Way TI (Jct. SR 86)  
Pima County  
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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 Interstate 19 within the above referenced project.

The existing alignment of Interstate Route 19 was previously established as a state route and state highway, designated U.S. 89, by the Arizona Highway Commission Resolution dated September 9, 1927 on page 26 of the Official Minutes. A Resolution dated July 10, 1945 on page 157 of the Official Minutes included this portion of U.S. 89 in the supplemental designation of Interstate Routes. Thereafter, various Resolutions of public record have established additional right of way as a state route and state highway for improvements thereof. The existing alignment of that portion of State Route 86 included herein was previously established as a state route by the Arizona Highway Commission Resolution dated May 15, 1943 on page 64 of the Official Minutes. It was established as a state highway by the Resolution dated June 21, 1943 on page 75 of the Official Minutes. Thereafter, various Resolutions of public record have established additional right of way as a state route and state highway for improvements thereof.

New right of way is now needed for widening improvements. Accordingly, it is necessary to establish and acquire the new right of way as a state route and that access be controlled as necessary for this improvement project.

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The new right of way to be established as a state route and acquired for this improvement, including access control as necessary, 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 019-A(014) / 019PM061H846701R."

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

I further 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, including advance, future and early acquisition, access control, exchanges donations, and material for construction, haul roads and various easements necessary for or incidental to the improvements as delineated on said maps and plans.

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

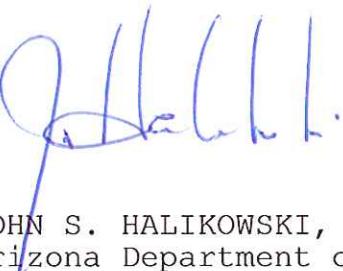
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CERTIFICATION

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 August 17, 2012.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of the Transportation Board on August 17, 2012.



JOHN S. HALIKOWSKI, Director  
Arizona Department of Transportation



APPROVED

Ron J. Aschenbach  
Assistant Attorney General  
Attorney for Department  
of Transportation  
Date 7/31/12