

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

November 16, 2007

RES. NO. 2007-11-A-076
PROJECT: S-085-A-701 / 082MA138H567502R
HIGHWAY: GILA BEND - BUCKEYE HIGHWAY
SECTION: Lewis Prison - Gila River
ROUTE NO.: State Route 85
ENG. DIST.: Phoenix
COUNTY: Maricopa

AMENDED RESOLUTION OF ESTABLISHMENT

VICTOR M. MENDEZ, Director, Arizona Department of Transportation, on November 16, 2007, presented and filed with this Transportation Board his written report under Arizona Revised Statutes Section 28-7046, recommending the amendment of Resolution 2007-06-A-048, dated June 15, 2007, recorded June 26, 2007 in Document No. 2007-0730834, to show a design change.

The amended right of way 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, GILA BEND - BUCKEYE HIGHWAY, Project S-085-A-701 / 085MA138H567502R."

WHEREAS the design change requires a modification of the area to be acquired; and

WHEREAS public safety, necessity and convenience require the recommended amendment of Resolution 2007-06-A-048 to show said design change; therefore, be it

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

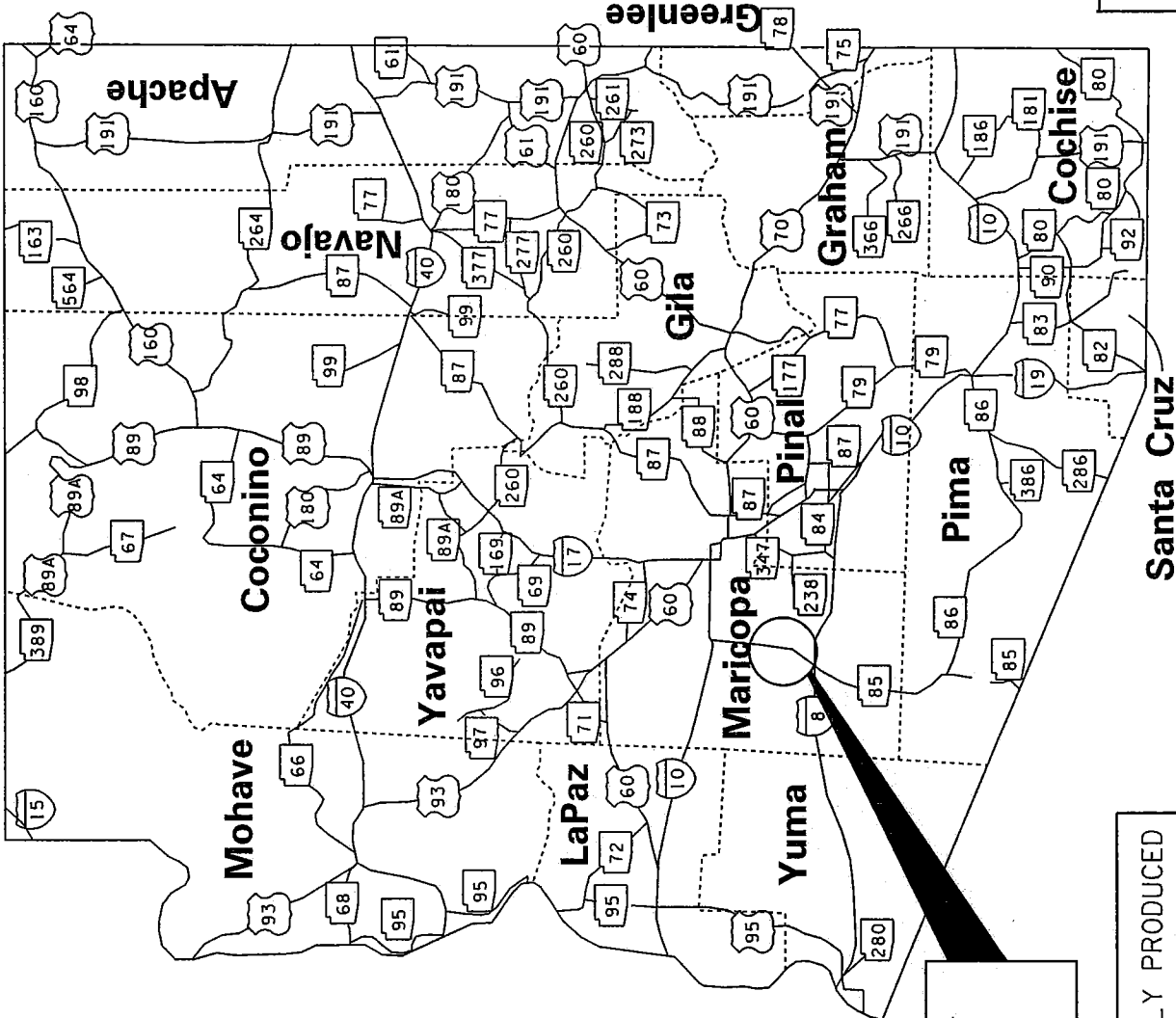
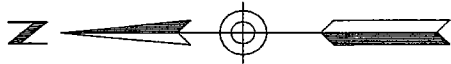
RESOLVED that Resolution 2007-06-A-048 is hereby amended, and that the modified area of right of way is designated a state route and state highway; be it further

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RESOLVED that the Director is authorized to acquire by lawful means, including exchanges, in accordance with Arizona Revised Statutes Section 28-7092, an estate in fee, 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 secure an appraisal of the property to be acquired and that necessary parties be compensated. Upon failure to acquire the lands by other lawful means, the Director is authorized to initiate condemnation proceedings.



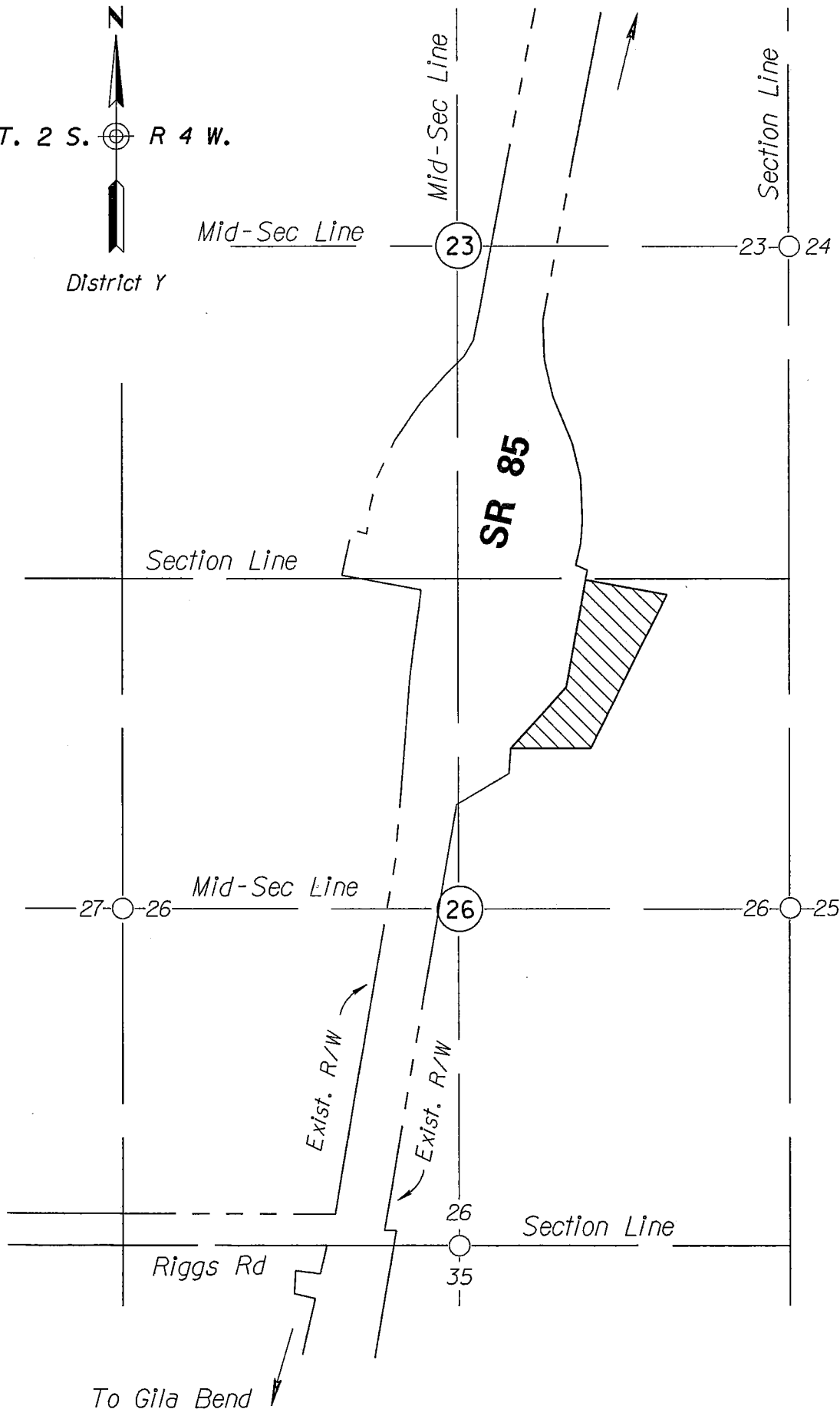
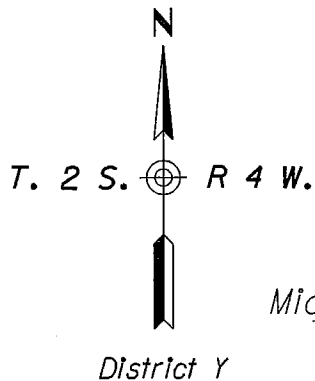
AREA OF AMENDMENT
SEE SHEET 2 OF 2
FOR DETAILS

THIS PLAT WAS DIGITALLY PRODUCED
FROM ARIZONA DEPARTMENT OF
TRANSPORTATION
GENERAL HIGHWAY MAP
RIGHT OF WAY PLANS SECTION
REVISED MAY 17, 2000

APPENDIX "A"


085 MA 138 H5675 02R/S-085-B-7
GILA BEND - BUCKEYE HIGHWAY
Lewis Prison - Gila River
Maricopa County

DATE: NOV 16, 2007 SHEET 1 OF



085 MA 138 H5675 02R/S-085-B-7
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DATE: NOV 16, 2007 SHEET 2 OF


 AREA OF
 AMENDMENT

APPENDIX "A"

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

RIGHT OF WAY PLANS SECTION
 REVISED JULY 17, 2000

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REPORT AND RECOMMENDATION

TO THE HONORABLE ARIZONA TRANSPORTATION BOARD:

The Intermodal Transportation Division has made a thorough investigation concerning the amended establishment and improvement of State Route 85 within the above referenced project.

This portion was previously established as a state route and state highway by Arizona Transportation Board Resolution 2007-06-A-048, dated June 15, 2007, recorded June 26, 2007 in Document No. 2007-0730834.

Due to a design change, the area to be acquired has been modified. It is now necessary to amend the previous resolution to show the design change.

The amended right of way 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, GILA BEND - BUCKEYE HIGHWAY, Project S-085-A-701 / 085MA138H567502R."

In the interest of public safety, necessity, and convenience, I recommend the amendment of Resolution 2007-06-A-048, dated June 15, 2007, recorded June 26, 2007 in Document No. 2007-0730834, and that the modified area of right of way depicted in Appendix "A" be established and improved as a state route and state highway.

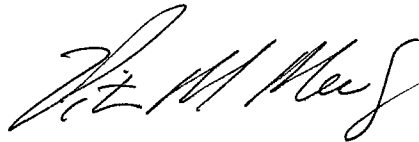
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I further recommend the acquisition of the modified right of way, material for construction; haul roads and various easements necessary for or incidental to the improvement.

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

Respectfully submitted,



VICTOR M. MENDEZ, Director
Arizona Department of Transportation

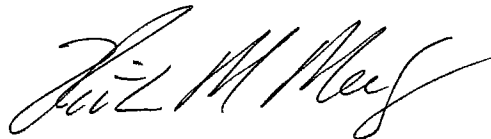
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CERTIFICATION

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 November 16, 2007.

IN WITNESS WHEREOF I have hereunto set my hand and the official seal of the Transportation Board on November 16, 2007.



VICTOR M. MENDEZ, Director
Arizona Department of Transportation

