

FROM: The Mayor and City Council of Mesa, Arizona  
c/o Erik Guderian, Deputy Transportation Director  
300 East Sixth Street, P. O. Box 1466, Mesa, Arizona 85211-1466

TO: Arizona Department of Transportation Right of Way Group  
205 South Seventeenth Avenue, Mail Drop 612E, Phoenix, Arizona 85007-3212  
Attn.: Byron Hopkins, R/W Group Titles Liaison, Resolution/Disposal Unit

RE: **WAIVER OF A.R.S. § 28-7209**

LOCATION: Those portions of right of way taken into the State Transportation System to accommodate construction of the State Route 202 Loop, located along Southern Avenue both east and west of the freeway and running south along Hawes Road, being portions of Sections 28, 29, 32, and 33, Township 1 North, Range 7 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, as demarcated on Sheets P-3 and P-4 of the Right of Way Plans of the RED MOUNTAIN FREEWAY, U.S. 60 T.I. Section, Project 202L MA 030 H5783 / RAM 202-B-700, ADOT Drawing D-7-T-937, marked as Exhibit "A" of ADOT Disposal D-C-102, attached hereto and made a part hereof.

— — — — **WAIVER** — — — —

By signing below, the Mayor and City Council of Mesa, Arizona, hereby waive the Four-Year Advance Notice of Abandonment and Pavement Quality Report, in accordance with the provisions of Arizona Revised Statutes § 28-7209, which will allow the State of Arizona, by and through its Department of Transportation (ADOT) to abandon, according to law, in the near future, all of its interest in and to said rights of way to the City of Mesa for a continued public transportation use. The Department will retain existing access control as necessary.

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**Signature** **Title** **Date**