

From: Benedict Gurney

Sent: Tuesday, October 09, 2001 5:07 PM

To: Al Reece; Bob Olbinski; Carl Sitterley; Chris Franks; Chuck Mihelich; Clyde King; Dave Shane; David Schlieff; Dennis Bruns; Ilija Knezevic; Jerry Hughes; Jim Crume; Joe Falinski; Katherine Hensman; Norm Smith; Pat Laird; Rob Pecha; Ron Dorsey; Vivian Schneider; David Tyler; Mike Puicon; Mitchel Colvin; Regis Tolbert; Robert Cruz; Tim Wagner; Art Cornelius; Carwin Gardner; Cynthia Reid; Donna Miller; John Duel; Linda Killian; Daniel Miller; David Rodriguez; Howard Stevens; James Sharpe; Kenneth Richmond; Louis Furubotten; Michael Hineman; Robert Canady; Robert Umbanhowar; Steve Laing; Charles Deutschlander; Henri Verdugo; James Edwards; Martin Ross

Subject: Gross and Net Areas and Underlying Fee

It has been the decision of the ADOT Right of Way Plans Manager that the following policy shall apply to the acquisition of underlying fee to Easement ADOT Existing Rights of Way:

When an acquisition is made from a parcel which fronts on the Highway and for which ADOT holds an Easement Interest in the Right of Way for that Highway, ADOT will acquire the underlying fee interest for that Easement Existing Right of Way for the entire length of the Parcel as it adjoins the highway. The length that the Parcel fronts on the Highway shall be determined from Schedules A-1 and A-2 of the Title Report. This length is limited, however, by the situation that the acquisition of the underlying fee interest shall not extend beyond the Project Limits. It should be noted that the underlying fee to be acquired under this policy is independent of the length of the New Right of Way being acquired for a given parcel.