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BEFORE THE ARIZONA CORPORATION COMMISSION

25H

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COMMISSIONERS

MARC SPITZER, Chairman  
WILLIAM A. MUNDELL  
JEFF HATCH-MILLER  
MIKE GLEASON  
KRISTINE K. MAYES

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AZ CORP COMMISSION  
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF  
THE ARIZONA DEPARTMENT OF  
TRANSPORTATION TO UPGRADE A  
CROSSING OF THE GRAND CANYON  
RAILWAY AT PRONGHORN RANCH ROAD, IN  
COCONINO COUNTY, ARIZONA, AAR/DOT NO.  
025-962-K.

DOCKET NO. RR-02637A-04-0376

PROCEDURAL ORDER

BY THE COMMISSION:

On May 20, 2004, the Arizona Department of Transportation ("ADOT") filed with the Arizona Corporation Commission ("Commission") a request for approval for the Grand Canyon Railway ("Railroad") to upgrade a crossing at Pronghorn Ranch Road, Arizona at AAR/DOT No. 025-962-K.

IT IS THEREFORE ORDERED that the request of the Arizona Department of Transportation shall be considered an application for the Railroad to construct a new public railroad crossing pursuant to A.R.S. § 40-337, et seq.

IT IS FURTHER ORDERED that the Railroad shall be considered as the Respondent in this proceeding.

IT IS FURTHER ORDERED that the hearing on the application shall be held on June 24, 2004 at 2:00 p.m., or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

IT IS FURTHER ORDERED that within five business days of receipt of this Procedural Order, the Arizona Department of Transportation shall provide the Railroad and Coconino County and any other municipality or interested party that may be affected by the application with a copy of the application and this Procedural Order by certified mail.

Arizona Corporation Commission

DOCKETED

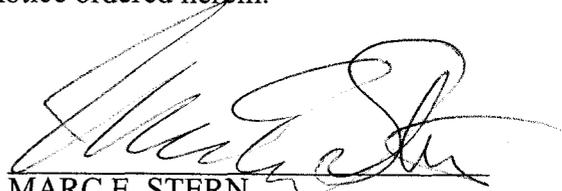
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1 IT IS FURTHER ORDERED that the ARIZONA DEPARTMENT OF  
2 TRANSPORTATION SHALL FILE WITH THE COMMISSION'S DOCKET CONTROL AN  
3 ORIGINAL AND THIRTEEN (13) COPIES OF PROOF OF COMPLIANCE with this  
4 Procedural Order concurrently with the mailing of notice ordered herein.

5 DATED this 3rd day of June, 2004

  
6  
7  
8 MARC E. STERN  
ADMINISTRATIVE LAW JUDGE

9 Copies of the foregoing mailed/delivered  
this 3 day of June, 2004 to:

10 John Syers  
11 Railroad Engineering Coordinator  
12 Arizona Department of Transportation  
205 S. 17<sup>th</sup> Avenue, Mail Drop 618E  
Phoenix, AZ 85007

13 David Gibson  
14 Arizona Department of Transportation  
Traffic Records Section  
206 S. 17th Avenue, Mail Drop 064R  
15 Phoenix, AZ 85007

16 Robert Lacivita  
17 Grand Canyon Railway  
1201 West Route 66, Ste. 200  
18 Flagstaff, AZ 86001

19 Christopher Kempley, Chief Counsel  
Legal Division  
20 ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, Arizona 85007

21 Ernest Johnson, Director  
22 Utilities Division  
23 ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, Arizona 85007

24 ARIZONA REPORTING SERVICE, INC.  
25 2627 North Third Street, Ste. Three  
26 Phoenix, AZ 85004-1103

27 By:   
28 Molly Johnson  
Secretary to Marc Stern