

OR



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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

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COMMISSIONERS

DOCKETED

2003 MAR 31 A 9:05

- MARC SPITZER, Chairman
- JIM IRVIN
- WILLIAM A. MUNDELL
- JEFF HATCH-MILLER
- MIKE GLEASON

MAR 31 2003

AZ CORP COMMISSION
DOCUMENT CONTROL

DOCKETED BY	<i>[Signature]</i>
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IN THE MATTER OF THE APPLICATION OF
 THE ARIZONA DEPARTMENT OF
 TRANSPORTATION TO UPGRADE AN
 EXISTING CROSSING OF THE ARIZONA
 EASTERN RAILWAY COMPANY TO FOURTH
 AVENUE IN THE CITY OF SAFFORD, GRAHAM
 COUNTY, ARIZONA, M.P. BDA1173.48.

DOCKET NO. RR-02634A-01-0476

PROCEDURAL ORDER

BY THE COMMISSION:

On October 4, 2001, the Arizona Corporation Commission ("Commission") issued Decision No. 64075 in which the Commission approved the upgrade of a railroad crossing of the Arizona Eastern Railway Company ("Railroad") with automatic warning devices at M.P. BDA1173.48. The crossing was to be completed within 15 months (January 4, 2003) of the date of the Decision.

On February 19, 2003, the Commission's Railroad Safety Section ("Staff"), on behalf of the City of Safford ("City") requested authorization for an extension of time until February 14, 2004 for the upgrade of the crossing by the Railroad because the City has requested a change in the upgrade of the crossing from a wood crossing surface to concrete at the City's expense. No additional federal or state funds are required.

Neither the Arizona Department of Transportation nor the Railroad objects to this extension. Staff is recommending approval for the extension of time.

Accordingly, the request for an extension of time until February 14, 2004 is reasonable and should be granted.

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1 IT IS THEREFORE ORDERED that the Arizona Eastern Railway Company be, and hereby
2 is, granted an extension until February 14, 2004 to complete the construction of the crossing at M.P.
3 BDA1173.48.

4 DATED this 31st day of March, 2003.


MARC E. STERN
ADMINISTRATIVE LAW JUDGE

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9 Copies of the foregoing mailed/delivered
10 this 31 day of March, 2003 to:

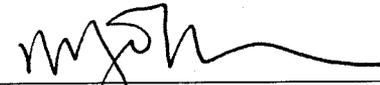
11 John Syers
12 Railroad Engineering Coordinator
13 Arizona Department of Transportation
14 205 South 17th Avenue, MD 618E
15 Phoenix, AZ 85007

16 Vern Van de Loo, President
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19 P.O. Box 2200
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By:


Molly Johnson
Secretary to Marc E. Stern