

NEW APPLICATION

ORIGINAL



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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

2006 JUN -5 P 4: 29

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

AZ CORP COMMISSION  
DOCUMENT CONTROL

RR-03639A-06-0377

IN THE MATTER OF ALTERATION  
OF PUBLIC CROSSINGS DOT  
#753 584A AND DOT #742 055L  
IN YUMA COUNTY BY ADDING  
A SECOND MAINLINE TRACK

DOCKET NO. \_\_\_\_\_  
**UNION PACIFIC RAILROAD  
COMPANY'S APPLICATION  
FOR AUTHORITY TO ALTER  
PUBLIC CROSSINGS DOT  
#753 584A AND DOT #742 055L  
IN YUMA COUNTY BY ADDING  
A SECOND MAINLINE TRACK**

Applicant Union Pacific Railroad Company ("Union Pacific"), whose post office address is 1255 South Campbell Avenue, Tucson, Arizona 85713, by and through its attorneys Beaugureau, Zukowski & Hancock, P.C., pursuant to A.A.C. R14-3-106(F) and R14-3-107 and A.R.S. § 40-337(B)(2), hereby applies for authority to alter public grade crossings DOT #753 584A AND DOT #742 055L in Yuma County by adding a second mainline track thereto. The reasons for this application follow, supported by the Affidavit of James H. Smith, attached hereto as Exhibit A:

1. Union Pacific has determined that adding a second mainline track through Yuma County is in the best interests of Union Pacific's rail customers, other members of the public, Union Pacific, and rail commerce from, to and through Arizona.

2. Specifically, the addition of a second mainline track through Yuma County will allow more expeditious movement of rail freight through the County, and will thus minimize traffic delays for users of the roadways crossed by Union Pacific's railroad tracks within the County.

1           3.       The following roadways in Yuma County cross Union Pacific's existing mainline  
2 railroad track at grade, and would be affected by the addition of a second mainline track:

3               a.   Fortuna Road (Avenue 11E), Crossing DOT # 753 584A

4               b.   Blaisdell Road, Crossing DOT # 742 055L

5           4.       Union Pacific therefore wishes to alter the foregoing public crossings to  
6 accommodate addition of the second mainline track. Union Pacific will bear the entire cost of such  
7 alterations, with the possible exception of reimbursement from Yuma County for the cost of an  
8 additional design feature at the Fortuna Road crossing requested by the County.  
9

10          5.       Each of the foregoing crossings is currently protected by automatic warning signals,  
11 consisting of automatically controlled flashing lights, bells and gate arms as prescribed by Arizona  
12 Administrative Code R14-5-104(B) and the Manual on Uniform Traffic Control Devices.

13          6.       On March 15, 2006, Mr. Smith, Manager of Industry and Public Projects for Union  
14 Pacific in the State of Arizona, met with Roger Patterson, of the office of the County Engineer for  
15 the County of Yuma; Doug Hipp, Assistant City Engineer for the City of Yuma; and members of  
16 the Arizona Corporation Commission Railroad Safety Staff with regard to the proposed alteration  
17 of these crossings.

18          7.       During the March 15, 2006 meeting, Railroad Safety Staff asked for information  
19 concerning the crossing signal systems at each of the foregoing crossings. That requested  
20 information is contained in the following paragraphs.  
21

22          8.       The existing gate mechanism at each of the crossings will be replaced to  
23 accommodate the proposed second track.

24          9.       The existing signal circuitry at each of the crossings will be upgraded by installing  
25 new constant warning time circuitry.  
26

1 For the foregoing reasons, Union Pacific respectfully applies to the Commission for  
2 authority to alter, at Union Pacific's own cost, the foregoing public grade crossings as specified  
3 herein, so as to accommodate the addition of a second mainline track.

4 RESPECTFULLY SUBMITTED this 5<sup>th</sup> day of June, 2006.

5 BEAUGUREAU, ZUKOWSKI  
6 & HANCOCK, P.C.

7  
8 By: Terrance L. Sims  
9 Anthony J. Hancock  
10 Terrance L. Sims  
11 2111 E. Highland Avenue, #255  
12 Phoenix, Arizona 85016  
13 Attorneys for Applicant Union  
14 Pacific Railroad Company

12 ORIGINAL AND THIRTEEN COPIES  
13 of the foregoing filed this 5<sup>th</sup> day of  
14 June, 2006, with:

14 Arizona Corporation Commission  
15 1200 West Washington Street  
16 Phoenix, Arizona 85007

17 COPY of the foregoing mailed this  
18 5<sup>th</sup> day of June, 2006, to:

18 Linda M. Fisher, Esq.  
19 Attorney, Legal Division  
20 Arizona Corporation Commission  
21 1200 West Washington Street  
22 Phoenix, Arizona 85007

22 Mary Ann Palmer  
23 Mary Ann Palmer  
24  
25  
26

**EXHIBIT A**

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 COMMISSIONERS

3 JEFF HATCH-MILLER, Chairman  
4 KRISTIN K. MAYES  
5 WILLIAM MUNDELL  
6 MARC SPITZER  
7 MIKE GLEASON

8 IN THE MATTER OF ALTERATION )  
9 OF PUBLIC CROSSINGS DOT )  
10 #753 584A AND DOT #742 055L )  
11 IN YUMA COUNTY BY ADDING )  
12 A SECOND MAINLINE TRACK )

DOCKET NO. \_\_\_\_\_

13 ) **AFFIDAVIT OF JAMES H. SMITH**  
14 ) **IN SUPPORT OF UNION PACIFIC**  
15 ) **RAILROAD COMPANY'S**  
16 ) **APPLICATION FOR AUTHORITY**  
17 ) **TO ALTER PUBLIC CROSSINGS**  
18 ) **DOT #753 584A AND DOT #742 055L**  
19 ) **IN YUMA COUNTY BY ADDING**  
20 ) **A SECOND MAINLINE TRACK**

21 James H. Smith, being first duly sworn upon his oath, states as follows:

22 1. I am over the age of eighteen, and I have personal knowledge of the facts stated  
23 herein.

24 2. I am employed by Union Pacific Railroad Company ("Union Pacific") as Manager  
25 of Industry and Public Projects and I have responsibility for the State of Arizona.

26 3. Union Pacific has determined that adding a second mainline track through Yuma  
County is in the best interests of Union Pacific's rail customers, other members of the public,  
Union Pacific, and rail commerce from, to and through Arizona.

Specifically, the addition of a second mainline track through Yuma County will  
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delays for users of the roadways crossed by Union Pacific's railroad tracks within the County.

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23     ...

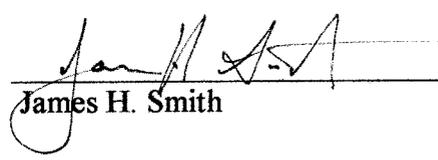
24     ...

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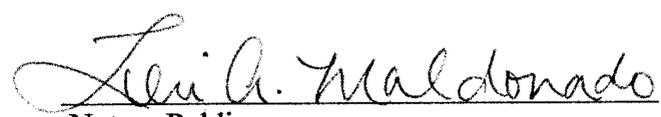
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11. The existing signal circuitry at each of the crossings will be upgraded by installing new constant warning time circuitry.

  
James H. Smith

SUBSCRIBED AND SWORN TO before me this 30 <sup>May</sup> day of ~~June~~, 2006.

  
Notary Public

My Commission Expires:  
1/15/08

