



Janet Napolitano  
Governor  
Victor M. Mendez  
Director

ORIGINAL

Arizona Department of Transportation

Intermodal Transportation Division

206 South Seventeenth Avenue Phoenix, Arizona 85007-3213



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**DOCUMENT TRANSMITTAL**

October 28, 2003

Bill Higgins  
Acting State  
Engineer

Mr. Mark Stern  
Administrative Law Judge  
Arizona Corporation Commission  
1200 West Washington, RM 104  
Phoenix, Az 85007

Arizona Corporation Commission  
**DOCKETED**

OCT 30 2003

DOCKETED BY	<i>AKC</i>
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RE:  
Docket No. RR-03639A-03-0746  
AGREEMENT No.: 2453-03-UPRR  
UTILITY TRACS No.: 202L MA 038 H6259 01C  
UTILITY PROJECT No.: NH 202-C(008)B  
FEDERAL AID PROJECT No. NH 202-C(008)B  
HIGHWAY: Santan Freeway (SR 202L)  
LOCATION: Greenfield, Ray & UPRR Underpasses  
Phoenix Sub RRMP 930.70 AAR/DOT # 922 450T  
UPRR Folder No. 2198-24

RECEIVED  
 2003 OCT 30 A 9: 07  
 AZ CORP COMMISSION  
 DOCUMENTS UNIT

Attached are 13 copies in addition to this copy of the Procedural Order, the Application, and the proof of certified mail.

Respectfully,

Joe Schwer, PE  
Assistant Manager/Railroad Liaison  
Utility & Railroad Engineering Section  
205 South 17th Avenue Mail Drop 618E Phoenix, Arizona 85007  
Phone 602 712-8648 Fax 602 712-3229 [Jschwer@dot.state.az.us](mailto:Jschwer@dot.state.az.us)



2001 Award Recipient

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OCT 27 2003

BEFORE THE ARIZONA CORPORATION COMMISSION

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UTILITY & RAILROAD  
ENGINEERING SVCS.

2003 OCT 24 A 10:59

AZ CORP COMMISSION  
DOCUMENT CONTROL

COMMISSIONERS

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

IN THE MATTER OF THE APPLICATION OF  
THE ARIZONA DEPARTMENT OF  
TRANSPORTATION ON BEHALF OF THE  
UNION PACIFIC RAILROAD COMPANY TO  
CONSTRUCT A GRADE-SEPARATED  
CROSSING AT THE SANTAN FREEWAY  
(SR202L) AAR/DOT NO. 922-450T, IN THE  
TOWN OF GILBERT, MARICOPA COUNTY,  
ARIZONA.

DOCKET NO. RR-03639A-03-0746

PROCEDURAL ORDER

**BY THE COMMISSION:**

On October 9, 2003, the Arizona Department of Transportation ("ADOT") filed with the Arizona Corporation Commission ("Commission") a request for approval for the Union Pacific Railroad Company ("Railroad") to construct a grade-separated crossing at the Railroad's tracks at the Santan Freeway (SR202L), AAR/DOT No. 922-450T, in Gilbert, Arizona.

IT IS THEREFORE ORDERED that the request of ADOT shall be considered an application for the Railroad to upgrade an existing 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 November 13, 2003, at 9:30 a.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 the Town of Gilbert 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.

...

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1           **IT IS FURTHER ORDERED** that the Arizona Department of Transportation shall file  
2 with the Commission's Docket Control an original and thirteen (13) copies of certification of  
3 proof of compliance with this Procedural Order, concurrently with the mailing of notice  
4 ordered herein.

5           DATED this 24<sup>TH</sup> day of October, 2003.

  
MARC E. STERN  
ADMINISTRATIVE LAW JUDGE

6  
7  
8  
9 Copies of the foregoing mailed/delivered  
this 24 day of October, 2003 to:

10 Joe Schwer  
11 Assistant Manager/Railroad Liaison  
12 Utility & Railroad Engineering Section  
13 205 S. 17<sup>th</sup> Avenue, MD 618E  
14 Phoenix, AZ 85007

15 David Gibson  
16 ADOT  
17 Traffic Records Section  
18 206 S. 17<sup>th</sup> Avenue, MD-064R  
19 Phoenix, AZ 85007

20 Freddy Chung  
21 UNION PACIFIC RAILROAD COMPANY  
22 19100 Slover Avenue  
23 Bloomington, CA 92316

24 Christopher Kempley, Chief Counsel  
25 Legal Division  
26 ARIZONA CORPORATION COMMISSION  
27 1200 West Washington Street  
28 Phoenix, Arizona 85007

Don Thompson  
Railroad Safety Section  
1200 W. Washington Street  
Phoenix, AZ 85007

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

By:   
Molly Johnson  
Secretary to Marc Stern



# Arizona Department of Transportation

## Intermodal Transportation Division

206 South Seventeenth Avenue Phoenix, Arizona 85007-3213

Janet Napolitano  
Governor  
Victor M. Mendez  
Director

October 2, 2003

Bill Higgins  
Acting State  
Engineer

Mr. Donald Thompson  
Railroad Safety Supervisor  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, Az 85007  
602-262-5610

*Doc - RR-03639A-03-07YC*

AGREEMENT No.: 2453-03-UPRR  
UTILITY TRACS No.: 202L MA 038 H6259 01C  
UTILITY PROJECT No.: NH 202-C(008)B  
FEDERAL AID PROJECT No. NH 202-C(008)B  
HIGHWAY: Santan Freeway (SR 202L)  
LOCATION: Greenfield, Ray & UPRR Underpasses  
Phoenix Sub RRMP 930.70 AAR/DOT # 922 450T  
UPRR Folder No. 2198-24

Related:

Phoenix Sub RRMP 930.40 AAR/DOT # 922 449Y  
AGREEMENT No.: 2454-03-UPRR UPRR Folder No. 2198-25  
  
Phoenix Sub RRMP 930.61 AAR/DOT # 922 180W  
AGREEMENT No.: 2455-03-UPRR UPRR Folder No. 2198-26

Dear Mr. Thompson:

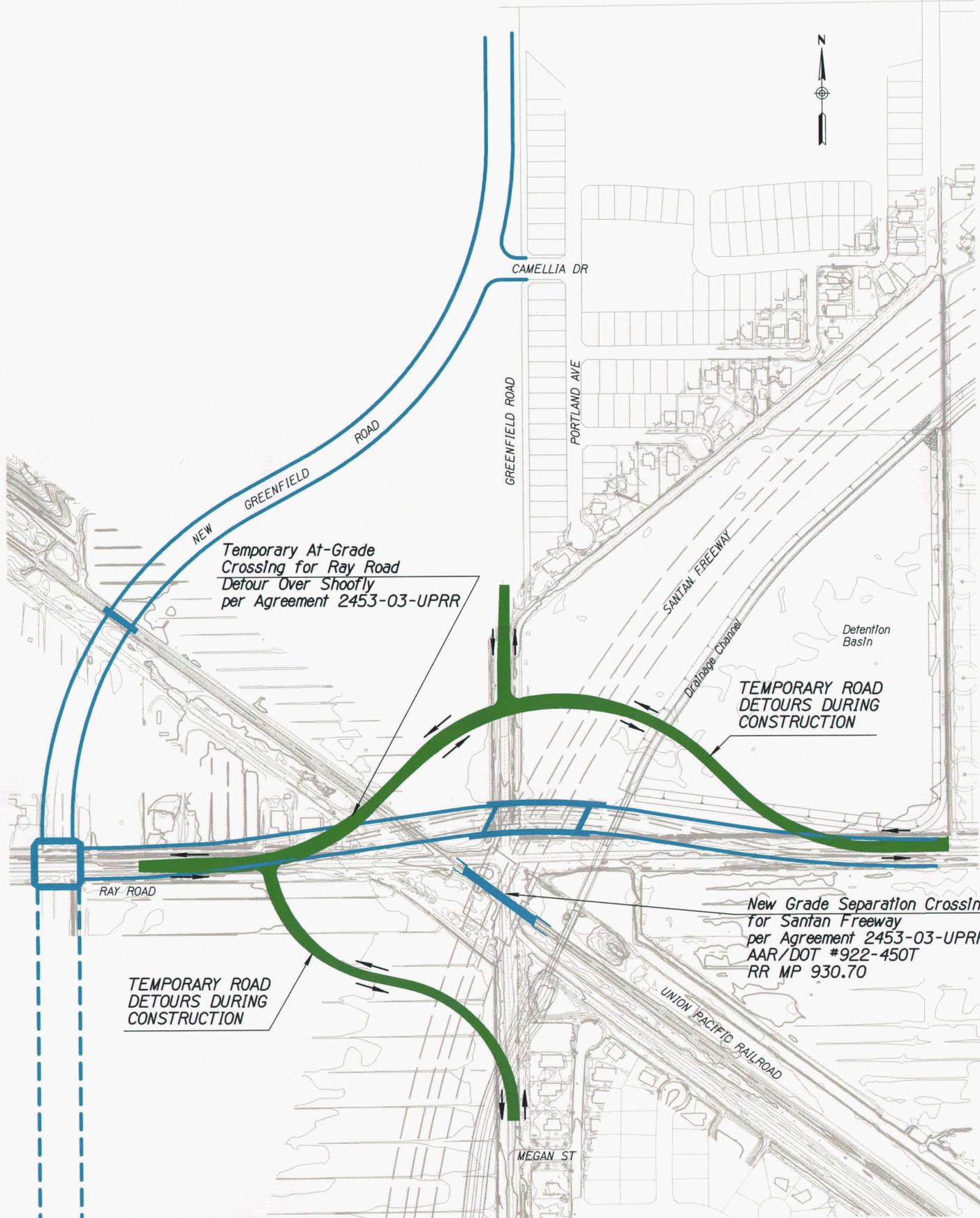
There are three separate applications on this project. This application is for a grade separated crossing of the freeway passing under the UPRR railroad tracks, construct a shoofly to enable the project to be constructed, and install RR warning signals on the temporary detour road.

Attached is a map to help illustrate the project. Construction of this project will begin in December of this year. Please furnish our office with an Opinion and Order to cover the new Grade Separated Crossing for the Santan Freeway and the Temporary At-Grade Crossing for the Detour road over the shoofly. The Railroad Company has signed the Agreement covering the work. One Agreement and ten copies of this application are attached for your information and files.

Respectfully,

Joe Schwer, PE  
Assistant Manager/Railroad Liaison  
Utility & Railroad Engineering Section  
205 South 17th Avenue Mail Drop 618E Phoenix, Arizona 85007  
Phone 602 712-8648 Fax 602 712-3229 [Jschwer@dot.state.az.us](mailto:Jschwer@dot.state.az.us)





Temporary At-Grade Crossing for Ray Road Detour Over Shoofly per Agreement 2453-03-UPRR

TEMPORARY ROAD DETOURS DURING CONSTRUCTION

TEMPORARY ROAD DETOURS DURING CONSTRUCTION

New Grade Separation Crossing For Santan Freeway per Agreement 2453-03-UPRR AAR/DOT #922-450T RR MP 930.70

PLACE STICKER AT TOP OF ENVELOPE  
 TO THE RIGHT OF RETURN ADDRESS.  
 FOLD AT DOTTED LINE

**CERTIFIED MAIL**

U.S. Postal Service  
**CERTIFIED MAIL RECEIPT**  
 (Domestic Mail Only: No Insurance Coverage Provided)

7000 0520 0022 0577 4258  
 7000 0520 0022 0577 4258

TOWN OF Gilbert

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
<b>Total Postage &amp; Fees</b>	<b>\$</b>

Postmark  
 Here

Recipient's Name (Please Print Clearly) (To be completed by mailer)  
 City Clerk

Street, Apt. No. or PO Box No.  
 1025 S. Gilbert Rd.

City, State, ZIP+4  
 Gilbert, AZ 85296-3401

PS Form 3800, February 2000 See Reverse for Instructions

PLACE STICKER AT TOP OF ENVELOPE  
TO THE RIGHT OF RETURN ADDRESS.  
FOLD AT DOTTED LINE

**CERTIFIED MAIL**



7000 0520 0022 0577 4265  
7000 0520 0022 0577 4265

U.S. Postal Service  
**CERTIFIED MAIL RECEIPT**  
(Domestic Mail Only; No Insurance Coverage Provided)

*Union Pacific Railroad*

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

Postmark  
Here

Recipient's Name (Please Print Clearly) (To be completed by mailer)  
*Freddie Cheung*

Street, Apt. No.; or PO Box No.  
*19100 Slover Ave.*

City, State, ZIP+4  
*Bloomington, CA 92316*

PS Form 3800, February 2000 See Reverse for Instructions