



Janet Napolitano
Governor
Victor M. Mendez
Director

ORIGINAL
Arizona Department of Transportation

Intermodal Transportation Div.
206 South Seventeenth Avenue Phoenix, Arizona 85007-3213



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DOCUMENT TRANSMITTAL

Bill Higgins
Acting State
Engineer

October 28, 2003

Arizona Corporation Commission
DOCKETED

OCT 30 2003

DOCKETED BY	<i>CKE</i>
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Mr. Mark Stern
Administrative Law Judge
Arizona Corporation Commission
1200 West Washington, RM 104
Phoenix, Az 85007

RE:
Docket No. RR-03639A-03-0748
AGREEMENT No.: 2455-03-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: Ray Road (Town of Gilbert)
LOCATION: Greenfield, Ray & UPRR Underpasses
Phoenix Sub RRMP 930.61 AAR/DOT # 922 180W
UPRR Folder No. 2198-26

AZ CORP COMMISSION
DOCUMENT CONTROL

2003 OCT 30 A 9:09

RECEIVED

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



2001 Award Recipient

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OCT 27 2003

BEFORE THE ARIZONA CORPORATION COMMISSION
UTILITY & RAILROAD
ENGINEERING SVCS.

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COMMISSIONERS

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

2003 OCT 24 A 10:47

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF
THE ARIZONA DEPARTMENT OF
TRANSPORTATION ON BEHALF OF THE
UNION PACIFIC RAILROAD COMPANY TO
CONSTRUCT A NEW RAILROAD CROSSING
AT REALIGNED RAY ROAD, AAR/DOT NO.
922-180W, IN THE TOWN OF GILBERT,
MARICOPA COUTNTY, ARIZONA.

DOCKET NO. RR-03639A-03-0748

PROCEDURAL ORDER

BY THE COMMISSION:

On October 9, 2003 the Arizona Department of Transportation ("ADOT") submitted to the Arizona Corporation Commission ("Commission") a request for approval to construct a new at-grade signalized public railroad crossing for the Union Pacific Railroad Company ("Railroad") track at the realigned Ray Road, AAR/DOT No. 922-180W, in Gilbert, Arizona. With the construction of the new crossing, the existing crossing at Ray Road, AAR/DOT No. 748-721U and the existing crossing at Greenfield Road, AAR/DOT No. 748-722B will be closed.

IT IS THEREFORE ORDERED that the request of ADOT shall be considered an application for the construction of a new signalized crossing and for the closure of two other crossings pursuant to A.R.S. § 40-337, et seq.

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

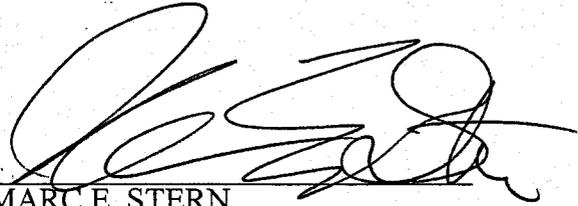
IT IS FURTHER ORDERED that the hearing on the application shall be held on November 13, 2003, at 9:30 a.m., or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

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

1 with a copy of the application and this Procedural Order by certified mail.

2 IT IS FURTHER ORDERED that the Arizona Department of Transportation shall file with
3 the Commission's Docket Control proof of compliance with this Procedural Order concurrently with
4 the mailing of notice ordered herein.

5 DATED this 24TH day of October, 2003.

6
7
8 
9 MARC E. STERN
ADMINISTRATIVE LAW JUDGE

10 Copies of the foregoing mailed/delivered
11 this 24TH day of October, 2003 to:

12 Joe Schwer
13 Asst. Manager/Railroad Liaison
14 Utility & Railroad Engineering Section
15 205 S. 17th Avenue, MP 618E
16 Phoenix, AZ 85007

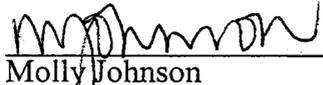
17 David Gibson
18 Arizona Department of Transportation
19 206 S. 17th Avenue, MD-064R
20 Phoenix, AZ 85007

21 Freddy Chung
22 UNION PACIFIC RAILROAD COMPANY
23 19100 Slover Avenue
24 Bloomington, California 92316

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

Don Thompson
Railroad Safety Section
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

ARIZONA REPORTING SERVICE, INC.
2627 N. Third Street, Suite Three
Phoenix, Arizona 85004-1104

By: 
Molly Johnson
Secretary to Marc E. 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 of RR-03639A-03-07YB

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UTILITY TRACS No.: 202L MA 038 H6259 01C
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Phoenix Sub RRMP 930.61 AAR/DOT # 922 180W
UPRR Folder No. 2198-26

Related:

Phoenix Sub RRMP 930.70 AAR/DOT # 922 450T
AGREEMENT No.: 2453-03-UPRR UPRR Folder No. 2198-24

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

Dear Mr. Thompson:

There are three separate applications on this project. This application is for a new at-grade crossing for the realigned Ray Road and removal of the existing at-grade crossing for the present Ray Road (AAR/DOT # 748-721U RRMP 930.64) and removal of the existing at-grade crossing at grade for the present Greenfield Road (AAR/DOT # 748-722B RRMP 930.66).

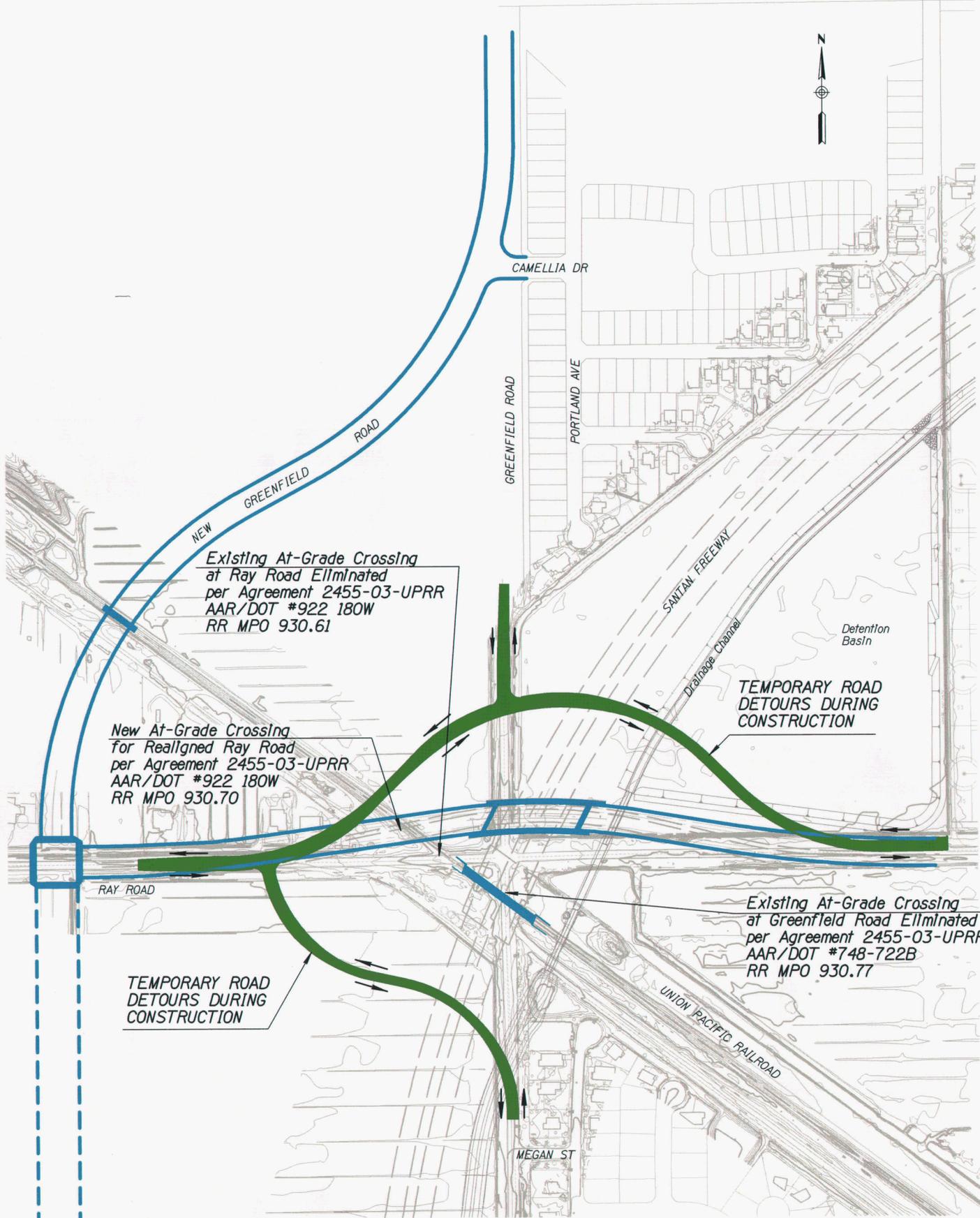
Attached is a map to help illustrate the project. Construction of this project will begin in December of this year. Please furnish our office with an Opinion and Order to cover the new at-grade crossing for the realigned Ray Road and permit removal of the two existing at-grade crossings. The Railroad 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



2001 Award Recipient



*Existing At-Grade Crossing
at Ray Road Eliminated
per Agreement 2455-03-UPRR
AAR/DOT #922 180W
RR MPO 930.61*

*New At-Grade Crossing
for Realigned Ray Road
per Agreement 2455-03-UPRR
AAR/DOT #922 180W
RR MPO 930.70*

**TEMPORARY ROAD
DETOURS DURING
CONSTRUCTION**

*Existing At-Grade Crossing
at Greenfield Road Eliminated
per Agreement 2455-03-UPRR
AAR/DOT #748-722B
RR MPO 930.77*

**TEMPORARY ROAD
DETOURS DURING
CONSTRUCTION**

RAY ROAD

CAMELLIA DR

GREENFIELD ROAD

PORTLAND AVE

SALTAN FREEWAY

Drainage Channel

Detention Basin

UNION PACIFIC RAILROAD

MEGAN ST

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

CERTIFIED MAIL



7000 0520 0022 0577 3848
7000 0520 0022 0577 3848

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)

Freddy 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

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

CERTIFIED MAIL



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7000 0520 0022 0577 4401

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

Town of Gilbert

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

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