

ORIGINAL



0000084281

BEFORE THE ARIZONA CORPORATION COM.

RECEIVED

Arizona Corporation Commission

DOCKETED

APR 22 2008

2008 APR 22 P 4: 17

AZ CORP COMMISSION DOCKET CONTROL

DOCKETED BY

nr

COMMISSIONERS

- MIKE GLEASON, Chairman
- WILLIAM A. MUNDELL
- JEFF HATCH-MILLER
- KRISTIN K. MAYES
- GARY PIERCE

IN THE MATTER OF THE
 APPLICATION OF UNION PACIFIC
 RAILROAD COMPANY TO ALTER
 FOUR CROSSINGS OF THE UNION
 PACIFIC RAILROAD IN COCHISE
 COUNTY, ARIZONA

) DOCKET NO. RR-03639A-~~RR~~-07-0422
)
) AFFIDAVIT OF JAMES H. SMITH
) IN SUPPORT OF JOINT MOTION
) OF UNION PACIFIC RAILROAD
) COMPANY AND STAFF TO AMEND
) DECISION NO. 70161

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

- I am over the age of eighteen, and I have personal knowledge of the facts stated herein.
- I am employed by Union Pacific Railroad Company ("Union Pacific") as Manager of Industry and Public Projects and I have responsibility for the State of Arizona.
- Maley Street is a two-lane, asphalt road.
- In accordance with the Manual on Uniform Traffic Control Devices, ("MUTCD"), the gates in each direction of travel at Maley Street will extend to at least within 12 inches from the tip of the gate and a vertical plane above the face of the curb of the median being installed.

James H. Smith

 James H. Smith

SUBSCRIBED AND SWORN TO before me this 22 day of April, 2008.

Shannon M. Rankin

 Notary Public

My Commission Expires:
April 20, 2012



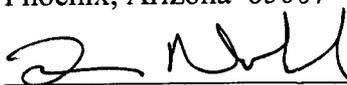
1 ORIGINAL AND THIRTEEN COPIES
2 of the foregoing filed this 22 day of
3 April, 2008, with:

4 Arizona Corporation Commission
5 1200 West Washington Street
6 Phoenix, Arizona 85007

7 COPY of the foregoing mailed this
8 22 day of April, 2008, to:

9 Mr. David Raber
10 Mr. Brian Lehman
11 Mr. Chris Watson
12 Railroad Safety Section
13 Arizona Corporation Commission
14 2200 North Central Avenue, #300
15 Phoenix, Arizona 85007

16 Charles H. Hains, Esq.
17 Legal Division
18 Arizona Corporation Commission
19 1200 West Washington Street
20 Phoenix, Arizona 85007

21 
22 _____
23 Dan Norkol
24
25
26