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Arizona Department of Tr

Intermodal Transportation Division

206 South Seventeenth Avenue Phoenix, Arizona 85007-3213



0000137142

Janice K. Brewer
Governor

Jennifer Toth
State Engineer

John S. Hallikowski
Director

June 4, 2012

Arizona Corporation Commission
Attn: Docket Control
1200 W Washington Street
Phoenix, AZ 85007

Arizona Corporation Commission
DOCKETED

JUN 04 2012

DOCKETED BY *TJM*

RE: Procedural Order hearing on June 7, 2012 notification
Project: Agua Verde Road
Federal Project # STP-PPM-0(202)A
ADOT Tracs # 0000 PM PPM SR211 01C
Union Pacific Railroad crossing AAR/DOT # 741-308-N
ACC Docket No. RR-03639A-12-0087

Docket Control,

Please find enclosed the original and 13 copies of the certification of the public notice from "www.PublicNoticeAds.com" that was ordered by the Arizona Corporation Commission for the hearing for the above referenced project that was printed in the Arizona Daily Star on May 30, 2012. The Arizona Daily Star has also notified ADOT that the public notice ad for the hearing was indeed published on May 30, 2012. Also enclosed are the notifications and certifications of receipt of these notifications to the affected parties of the Union Pacific Railroad, Pima County, and the Attorney Generals Office.

Feel free to contact me if you have any questions.

Sincerely,

Armando Lopez, EIT
Railroad Coordinator
Arizona Department of Transportation
205 S 17th Ave, Room 357
MD 618E
Phoenix, AZ 85007
602-712-8747 602-712-3229 fax
ALopez4@azdot.gov

RECEIVED
2012 JUN -4 A 10:03
CORPORATION COMMISSION
DOCKET CONTROL

The newspapers of **Arizona** make public notices from their printed pages available electronically in a single database for the benefit of the public. This enhances the legislative intent of public notice - keeping a free and independent public informed about activities of their government and business activities that may affect them. Importantly, Public Notices now are in one place on the web (www.PublicNoticeAds.com), not scattered among thousands of government web pages.

County: Pima

Printed In: Arizona Daily Star (Tucson)

Printed On: 2012/05/30

PUBLIC NOTICE OF THE HEARING IN THE MATTER OF THE APPLICATION OF THE ARIZONA DEPARTMENT OF TRANSPORTATION TO UPGRADE AN EXISTING CROSSING OF THE UNION PACIFIC RAILROAD AT AGUA VERDE ROAD NEAR VAIL, PIMA COUNTY, ARIZONA ARIZONA, USDOT NO. 741-308-N DOCKET NO. RR-O3639A-12-0087

On March 7, 2012, the Arizona Department of Transportation ("ADOT") filed with the Arizona Corporation Commission ("Commission") an application for approval for the Union Pacific Railroad ("Railroad") to upgrade an existing crossing at Agua Verde Road, near Vail, Pima County, Arizona at USDOT no. 741-308-N..

The application is available for inspection during regular business hours at the offices of the Commission in Phoenix, at 1200 West Washington Street, Phoenix, Arizona, and on the internet via the Commission website (www.azcc.gov) using the e-docket function.

The Commission will hold a hearing on this matter commencing on **June 7, 2012, at 10:00 a.m.**, at the Commission's offices, 1200 West Washington Street, Room 100, Phoenix, Arizona. Public comments will be taken on the first day of the hearing.

The law provides for an open public hearing at which, under appropriate circumstances, interested parties may intervene. Intervention shall be permitted to any person entitled by law to intervene and having a direct and substantial interest in the matter. Persons desiring to intervene must file a written motion to intervene with the Commission, which motion should be sent to Applicant or its counsel and to all parties of record, and which at the minimum, shall contain the following:

1. The name, address, and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different than the intervenor.
2. A short statement of the proposed intervenor's interest in the proceeding (e.g., a customer of Railroad, a neighboring property owner, a crossing user, etc.).
3. A statement certifying that a copy of the motion to intervene has been mailed to the Applicant or its counsel and to all parties of record in the case.

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before **May 21, 2012**. The granting of intervention, among other things, entitles a party to present sworn evidence at hearing and to cross-examine other witnesses. However, failure to intervene will not preclude any customer from appearing at the hearing and making a statement on such customer's own behalf.

If you have any questions about this application, you may contact the applicant at 602-712-8747. If you wish to file written comments on the application or want further information on intervention, you may write the Consumer Services Section of the Commission at 1200 West Washington Street, Phoenix, Arizona 85007 or call 602-542-4251 or 1-800-222-7000, or appear at the hearing and make comment.

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting Shaylin Bernal, ADA Coordinator, voice phone number 602-542-3931, e-mail SABernal@azcc.gov. Requests should

be made as early as possible to allow time to arrange the accommodation.

Publish May 30, 2012 Arizona Daily Star

Public Notice ID: 18568238



Arizona Department of Transportation
Intermodal Transportation Division
 206 South Seventeenth Avenue Phoenix, Arizona 85007-3213

Janice K. Brewer
Governor

Jennifer Toth
State Engineer

John S. Halikowski
Director

May 24, 2012

Attorney General
Jim Redpath
1275 West Washington Street
Phoenix, AZ 85007-2926

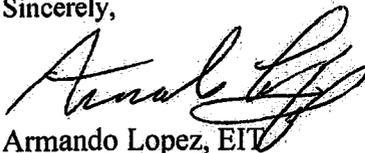
Certified Mail #: 7004 1160 0000 1396 4385

RE: TRACS No. 0000 PM PPM SR211 01C
 Project No. STP-PPM-0(202)A
 Agua Verde Road
 DOT # 741-308-N
 RAIL/HIGHWAY SAFETY PROGRAM
 Vail, Arizona
 Agreement No. 1532-91-SPTC
 ADOT Accounting No. R1532GA10
 ACC Docket No. RR-03639A-12-0087

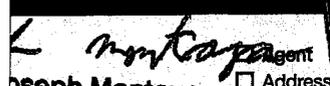
Dear Mr. Redpath:

We are enclosing for your information a copy of our request for an Opinion and Order and a copy of the Arizona Corporation Commission's Procedural Order with the hearing occurring on **June 7, 2012 at 10:00am**. This is a standard Section 130 project and we do not anticipate any conflicts or issues as we progress with the ACC.

Sincerely,



Armando Lopez, EIT
 Railroad Coordinator
 Arizona Department of Transportation
 205 S 17th Avenue
 Mail Drop 618E
 (602) 712-8747 (office)
ALopez4@azdot.gov

U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)		SECTION ON DELIVERY  Joseph Montoya <input type="checkbox"/> Addressee Printed Name) C. Date of Delivery	
For delivery information visit our website at www.usps.com			
OFFICIAL USE			
Postage	\$	A.L. Postmark Here <i>Mailed out 5/25/12</i>	Address different from Item 1? <input type="checkbox"/> Yes Delivery address below: <input type="checkbox"/> No
Certified Fee			MAY 29 REC'D
Return Receipt Fee (Endorsement Required)			
Restricted Delivery Fee (Endorsement Required)			
Total Postage & Fees	\$		<input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> C.O.D.
Sent To <i>Jim Redpath</i> Street, Apt. No., or PO Box No. <i>AG's office</i> City, State, ZIP+4 <i>Asmt # 1532-91-SPTC/SR21101C</i>		Delivery? (Extra Fee) <input type="checkbox"/> Yes <i># 1532-91-SPTC</i> <i>SR21101C</i>	



Arizona Department of Transportation
Intermodal Transportation Division

206 South Seventeenth Avenue Phoenix, Arizona 85007-3213

Janice K. Brewer
Governor

Jennifer Toth
State Engineer

John S. Hallkowski
Director

May 24, 2012

William R. Strickler, P.E.
Pima County Department of Transportation
1313 S. Mission Road
Tucson, AZ 85713

Certified Mail #: 7004 1160 0000 1396 4378

RE: TRACS No. 0000 PM PPM SR211 01C
 Project No. STP-PPM-0(202)A
 Agua Verde Road
 DOT # 741-308-N
 RAIL/HIGHWAY SAFETY PROGRAM
 Vail, Arizona
 Agreement No. 1532-91-SPTC
 ADOT Accounting No. R1532GA10
 ACC Docket No. RR-03639A-12-0087

Dear Mr. Strickler:

In accordance with the requirements of the Procedural Order of the Arizona Corporation Commission, we are enclosing for your information a copy of our request for an Opinion and Order and a copy of the Corporation Commission's Procedural Order with a hearing occurring on **June 7, 2012 at 10:00am**. This will serve as your notice of the scheduled hearing with respect to the subject project.

Sincerely,

Armando Lopez, EIT
 Railroad Coordinator
 Arizona Department of Transportation
 205 S 17th Avenue
 Mail Drop 618E
 (602) 712-8747 (office)
ALopez4@azdot.gov

U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)		SECTION ON DELIVERY	
For delivery information visit our website at www.usps.com		<input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee	
OFFICIAL USE		Printed Name) <i>Armando Lopez</i>	Date of Delivery) <i>5/24</i>
Postage \$	Certified Fee	Is address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Return Receipt Fee (Endorsement Required)	Restricted Delivery Fee (Endorsement Required)	Delivery address below:	
Total Postage & Fees \$	Postmark Here <i>A.L.</i>	<input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> C.O.D.	
Sent To <i>William Strickler</i>		Delivery? (Extra Fee) <input type="checkbox"/> Yes	
Street, Apt. No., or PO Box No. <i>Pima County D.O.T.</i>		Agent # <i>1532-91-SPTC</i> / <i>SR21101C</i>	
City, State, ZIP+4		# <i>1532-91-SPTC</i> <i>SR21101C</i>	
PS Form 3800, June 2002		See Reverse for Instructions	



Arizona Department of Transportation
Intermodal Transportation Division
 206 South Seventeenth Avenue Phoenix, Arizona 85007-3213

Janice K. Brewer
 Governor

Jennifer Toth
 State Engineer

John S. Hallkowski
 Director

May 24, 2012

Mr. Alexander Popovici
 Manager – Industrial & Public Projects
 Union Pacific Railroad
 631 N 7th Street
 Phoenix, AZ 85034

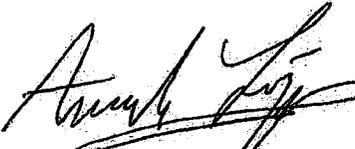
Certified Mail #: 7004 1160 0000 1396 4392

RE: TRACS No. 0000 PM PPM SR211 01C
 Project No. STP-PPM-0(202)A
 Agua Verde Road
 DOT # 741-308-N
 RAIL/HIGHWAY SAFETY PROGRAM
 Vail, Arizona
 Agreement No. 1532-91-SPTC
 ADOT Accounting No. R1532GA10
 ACC Docket No. RR-03639A-12-0087

Dear Mr. Popovici:

In accordance with the requirements of the Procedural Order of the Arizona Corporation Commission, we are enclosing for your information a copy of our request for an Opinion and Order and a copy of the Corporation Commission's Procedural Order occurring on **June 7, 2012 at 10:00am**. This will serve as your notice of a scheduled hearing with respect to the subject project.

Sincerely,


 Armando Lopez, EIT
 Railroad Coordinator
 Arizona Department of Transportation
 205 S 17th Avenue
 Mail Drop 618E
 (602) 712-8747 (office)
ALopez4@azdot.gov

U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)		SECTION ON DELIVERY	
For delivery information visit our website at www.usps.com		<input type="checkbox"/> Agent <input type="checkbox"/> Addressee	
OFFICIAL USE		Recipient Name: _____ C. Date of Delivery: _____	
Postage \$		Is address different from item 1? <input type="checkbox"/> Yes Is delivery address below: <input type="checkbox"/> No	
Certified Fee		Postmark Here: A.L.	
Return Recipient Name: _____		PHOENIX, AZ MAY 29 2012	
Alexander Popovici Union Pacific Railroad 631 N 7 th Street Phoenix, Az 85034		3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes		7004 1160 0000 1396 4392 H-9111. # 1532-91-SPTC SR 211 01C	