

Decision No. 36055

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 the People of the State of California,
 acting by and through the Department
 of Public Works, for an order author-
 izing alteration of existing crossings
 at grade, installation of new cross-
 ings at grade, construction of cross-
 ing at separated grades and the closing
 of existing crossings at grade of
 tracks of the Southern Pacific Railroad,
 Santa Ana Branch, and the sale to the
 State of California by Southern Pacific
 Company of portions of railroad right
 of way, as required by and for construc-
 tion of the proposed Santa Ana Freeway,
 in the vicinity of the City of Santa
 Ana, County of Orange, State of California.)

ORIGINAL

Application No. 25201

BY THE COMMISSION:

O R D E R

In this application the People of the State of California, acting by and through the Department of Public Works, advise that they are now securing rights of way for a certain highway, known and sometimes referred to as the Santa Ana Freeway, between Anaheim and Santa Ana, in the County of Orange.

Certain of the right of way must be secured from Southern Pacific Company. Construction of this highway, which will in all probability extend over several years, will involve: (a) construction of a crossing at separated grades; (b) the closing of certain existing crossings at grade with Southern Pacific Company's tracks and (c) the construction of a crossing at grade and the widening of an existing grade crossing. This is a long range project and it is necessary that the authority requested should be granted at this time so that applicant can

proceed with the acquisition of the rights of way and make arrangements for the construction of the highway.

It appears that this is not a matter in which a public hearing is necessary and that the application should be granted, therefore

IT IS HEREBY ORDERED that the People of the State of California, acting by and through the Department of Public Works, are hereby authorized:

I. To buy, and Southern Pacific Company to sell, that certain portion of said Southern Pacific Company's 100-foot right of way on its Santa Ana branch, entitled parcel one; all that certain land located partly within the City of Santa Ana, entitled parcel two; and portions of Sections 22 and 23, Twp. 4 So., Range 10 west, S.B.B. & M in Rancho San Juan Cajon de Santa Ana, in the County of Orange, entitled parcel three; all of which as described in Section X of the application.

II. To construct Chapman Avenue at separated grades over the Santa Ana Branch of Southern Pacific Company at the location shown on the map attached to and made a part of the application (marked Exhibit "A"), subject to the condition that clearances shall conform to the provisions of our General Order No. 26-C. Said crossing shall be designated as Crossing No. BK-513.6-A.

III. To abolish and effectively close the following crossings at grade over the Santa Ana Branch of Southern Pacific Company:

<u>Crossing No.</u>	<u>Location</u>
BK-512.9	Orangewood Avenue
BK-513.0	Mausoleum Road
BK-513.6	Chapman Avenue
BK-513.7	Hospital Road.

IV. To construct a crossing at grade over the tracks of the Santa Ana branch of Southern Pacific Company at the location described as Southern Pacific Station 1297 + 46 on the map attached to the application, and shall be designated as Crossing No. BK-513.73.

Said crossing shall be constructed specifically in accordance with plans shown on said map and shall be protected by at least one Standard No. 8 Flashlight signal (G.O. No. 75-B).

V. To alter and widen the crossing of State Highway with the Santa Ana Branch of Southern Pacific Company at the crossing designated as Crossing No. BK-512.8. Said crossing shall be protected by at least one No. 8 Flashlight Signal.

VI. To construct and alter the above crossings, subject to the following additional conditions:

- (1) The entire expense of construction, alteration, protection and maintenance of said crossings shall be borne by applicant.
- (2) The maintenance of crossing protection shall be borne by Southern Pacific Company.

VII. The authorization herein authorized shall lapse and become void if not exercised within ten (10) years from the date hereof, unless further time is granted by subsequent order.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 22nd day of December, 1942.

Justus J. Caseman

Frank J. Hayward
Richard Backus

COMMISSIONERS