

**ORIGINAL**

Decision No. 41046

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of	)	
the County of Contra Costa, State of	)	
California for a crossing at grade of	)	
the tracks of The Atchison, Topeka &	)	Application No. 28846
Santa Fe Railway Company and an over-	)	
head crossing of the Southern Pacific	)	
Company's Railroad at Nichols, California.)	)	

O R D E R

Contra Costa County is authorized to construct a county road at grade across the main line track of The Atchison, Topeka & Santa Fe Railway Company and at separated grades over the main line and a side track of Southern Pacific Company at Nichols, Contra Costa County, at the locations described in the application to be identified as Crossings Nos. 2-1161.5 and B-43.2-A respectively.

Said crossing with the track of The Atchison, Topeka & Santa Fe Railway Company shall have a width of not less than 24 feet and grades of approach substantially as shown on the profile attached to the application. Construction shall be equal or superior to Standard No. 2 of General Order 72, and protection shall be by two Standard No. 3 crossing signals (General Order 75-B). Construction and maintenance expense shall be borne in accordance with agreement between applicant and The Atchison, Topeka & Santa Fe Railway.

Said crossing with the tracks of Southern Pacific Company shall be constructed substantially as shown on the plan attached to the application (C.E. Drawing 18828, Sheet 1), and clearances shall conform to the requirements of the Commission's General Order 26-C. Construction and maintenance expense shall be borne in accordance with an agreement entered into between applicant and Southern Pacific Company, and copy of said agreement shall be filed with the Commission within 120 days from the date hereof. Should the parties fail to agree, the Commission will apportion the cost of construction and maintenance by further order.

Within thirty days after completion pursuant to this order applicant shall so advise the Commission in writing. This authorization shall become void if not exercised within two years, unless time be extended or if conditions are not complied with. The effective date of this order shall be twenty (20) days from the date hereof.

Dated at San Francisco, California, this 17th day of December, 1947.

Harold A. Kula  
Justus S. Casper  
Leah H. Howell  
R. J. Morrison

COMMISSIONERS