

Decision No. 42164

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)	
the People of the State of California,)	
on relation of the Department of Pub-)	
lic Works, for an order authorizing)	
construction of a crossing at grade of)	Application
State highway, Route 77, and the tracks)	No. 29650
of the United States Navy Railway)	
located in the Eleventh Naval District,)	
near Miramar, in the County of San Diego,)	
California.)	

O R D E R

The Department of Public Works of the State of California is authorized to construct State Highway Route 77 at grade across a United States Navy owned spur track near Miramar, San Diego County, at the location described in the application, to be identified as Crossing No. 2-256.8-C. Applicant shall bear entire construction expense (including the costs of the signals herein required), also maintenance cost outside of lines two feet outside of rails. The Navy Department shall bear maintenance cost between such lines, including cost of maintaining the crossing signals. Width of crossing shall be substantially as shown on plan attached to the application (Exhibit "A"). Grades of approach shall not be greater than one and one-half per cent. Construction shall be equal or superior to Standard No. 3-B of G.O. No. 72. Protection shall be by two Standard No. 8 flashing light signals (G.O. No. 75-B), together with advance warning signs and conventional pavement markings.

As use of said spur track has been temporarily discontinued, the installation of signals and other protective devices may be deferred until such time as applicant has been notified by the Commandant of the Eleventh Naval District that the Navy Department proposes to resume operations over said spur track, which notice shall be given to applicant and to this Commission in writing not less than 60 days prior to the proposed resumption of service. In

the event of an emergency wherein it may be necessary for the Navy Department to resume operations over said spur track without the possibility of providing sufficient advance notice to permit the installation of crossing signals and other protective devices, train movements over the crossing shall, until such time as the crossing protection is installed and in operation, be protected by a member of the train crew or other competent employee acting as flagmen.

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 from the date hereof, unless time be extended or if above conditions are not complied with. Authorization may be revoked or modified if public convenience, necessity or safety so require. The effective date of this order shall be twenty days from the date hereof.

Dated at San Francisco, California, this 26th day of

October, 1948.

R. Z. Indurain
Justus J. Casper
James H. Taylor
Harold A. Kula
Fremont D. Potter
Commissioners