

ORIGINAL

Decision No. 42420

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of Application of)
SOUTHERN PACIFIC COMPANY for an)
order authorizing the relocation)
of crossing at grade in Riverside)
County, California.)

Application No. 30539

O P I N I O N

By this application Southern Pacific Company seeks authority to relocate an existing grade crossing of a county road in the vicinity of Owl Station, Riverside County (Crossing No. B-572.5) to a new location at Mile Post 572.6. As justification therefor, applicant claims that because of highway rearrangement it is desirable that the relocation be made. Applicant further requests that the costs of such relocation be borne as may be determined by Southern Pacific Company and the County of Riverside.

The Board of Supervisors of Riverside County has indicated, in writing, that it is in accord with applicant's request and urges that the application be granted.

By Decision No. 42901, on Application No. 29761, applicant and Southern Pacific Railroad Company were authorized to alienate to the State of California the right of access to a portion of their right of way between Banning and Whitewater, subject, however, to the continued right of maintenance and use of certain defined existing crossings. One of these (Crossing No. B-572.5) is that at Owl Station, sought herein to be relocated.

In connection with the issuance of authority to effect the relocation of this crossing, it appears appropriate to amend Decision No. 42901 to include the transfer of reserved access rights to the new location, and the order will so provide.

O R D E R

Southern Pacific Company is authorized to relocate the county road (Crossing No. B-572.5) at Owl Station, Riverside County, to a new location described in the application, to be identified as Crossing No. B-572.6. Construction and relocation expense shall be borne in accordance with terms of an agreement between applicant and the County of Riverside. Should the parties fail to agree, the Commission will allocate construction costs by subsequent order. Maintenance costs outside of lines two (2) feet outside of rails shall be borne by the County of Riverside. Applicant shall bear maintenance costs between such lines. Width of crossing shall be not less than twenty-four (24) feet and grades of approach not greater than two (2) per cent. Construction shall be equal or superior to Standard No. 2 of General Order No. 72. Protection shall be by one Standard No. 1 crossing sign, General Order No. 75-B.

IT IS FURTHER ORDERED that the words ". . . the map attached to this application." appearing in Line 26, on Page 3, of Decision No. 42901, on Application No. 29761, be and they are hereby amended to read as follows: ". . . the map attached to this application, as modified by the map attached to Application No. 30539."

Upon completion, Crossing No. B-572.5, about 500 feet west, shall be abandoned and closed.

Within thirty (30) days after completion pursuant to this order, applicant shall so advise the Commission in writing. This authorization shall lapse if not exercised within one (1) year, 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 (20) days after the date hereof.

Dated at San Francisco California, this 18th day of October, 1949.

R. T. Dunning

Justus Z. Green

Wm. H. Lowell

Harold P. Huls

Herbert H. Potter

COMMISSIONERS