

Decision No. 45405**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of the)
 State of California, Department of)
 Public Works, for an order authorizing)
 the construction of crossing at separated)
 grades of State Highway Route 166 with) Application No. 31636
 the tracks of The Atchison, Topeka &)
 Santa Fe Railway Company, commonly referred)
 to as proposed "SIMMONS UNDERPASS" in the)
 County of Los Angeles, State of California.)

O R D E R

The Department of Public Works of the State of California is authorized to construct State Highway Route 166 (Santa Ana Freeway) at separated grades under the two main line tracks of The Atchison, Topeka and Santa Fe Railway Company, with provision for two additional future tracks, in the County of Los Angeles, at the location as shown by map (Exhibit "A" revised November 8, 1950) attached to the application, to be identified as Crossing No. 2-148.7-B. During construction of the separation structure, applicant is further authorized to construct a two-track shoofly at the location, as shown upon said Exhibit "A". Upon completion of the grade separation structure, the main line tracks shall be restored to their former alignment and shoofly tracks abandoned and removed.

Construction and maintenance expense shall be borne in accordance with an agreement entered into between the parties, and copy of said agreement, together with plans of said crossing approved by The Atchison, Topeka and Santa Fe Railway Company,

shall be filed with the Commission prior to commencing construction. Should the parties fail to agree, the Commission will apportion the cost of construction and maintenance by further order.

Within thirty (30) 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 (2) years, unless time be extended, or if above conditions are not complied with.

In order to expedite its construction program, applicant has urged early action for receipt of bids. For this reason the effective date of this order shall be the date hereof.

Dated at Los Angeles, California, this 27th day of February, 1951.

Justin J. Craven
Harold J. Kutz
John E. Mitchell

COMMISSIONERS