

Decision No. ~~53832~~ 53832**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the State of California, )  
 Department of Public Works, for an order )  
 authorizing construction of a crossing )  
 at separated grades over the tracks of )  
 the Union Pacific Railroad Company in )  
 the City of Los Angeles, and the elimi- )  
 nation of an existing crossing at grade )  
 at Marguerite Street. Said overhead )  
 crossing is sometimes referred to as )  
 the "Delay Drive Overhead". )

Application No. 37887

O R D E R

The Department of Public Works of the State of California is authorized to construct "Delay Drive Overhead" (State Route 162) at separated grades over the Glendale Branch of the Union Pacific Railroad Company in the City of Los Angeles, Los Angeles County, in the manner described in Exhibit "A" and as shown by Exhibit "B" attached to the application, to be identified as Crossing No. 3C-5.5-A. Construction and maintenance expense shall be borne in accordance with an agreement to be entered into between the parties, and a copy of said executed agreement, together with plans approved by the railroad, 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.

Applicant is authorized to deviate from the clearances prescribed by General Order No. 26-D as follows:

During the period of construction of the separation structure, applicant is authorized to deviate to the extent of a vertical clearance of 20' 0" above top of rail, and Union Pacific Railroad Company is authorized to operate with such a temporary impaired clearance, provided it issues an appropriate bulletin to train service employees, advising them of the impaired clearance conditions and forbidding them to ride on the tops and sides of cars while passing beneath the structure.

Prior to or upon completion of the grade separation structure (Crossing No. 3C-5.5-A) and its being opened to public travel, Marguerite Street (Crossing No. 3C-5.46) shall be abandoned and closed.

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 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 after the date hereof.

Dated at San Francisco, California, this 11<sup>th</sup> day of OCTOBER, 1956.

[Signature]  
President  
[Signature]  
[Signature]  
[Signature]  
Commissioners