

**ORIGINAL**Decision No. 57250

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of THE CITY OF POMONA, for an )  
order authorizing construction )  
of a crossing at separated grades )  
between Towne Avenue and the )  
tracks of the Union Pacific )  
Railroad Company and the Southern )  
Pacific Company, sometimes referred )  
to as the "Towne Avenue Underpass" )  
and abolishing the existing grade )  
crossing of Eleanor Street with )  
the aforementioned railroads. )

Application No. 40231

ORDER

The City of Pomona is authorized to construct Towne Avenue at separated grades under track of Southern Pacific Company and Union Pacific Railroad Company in Los Angeles County, at the location described in Exhibit "A" and as shown on Exhibit "B" attached to the application, to be identified as "Towne Avenue Underpass" (Crossings Nos. B-514.9-B and 3-32.5-B, respectively).

During construction of the structure, Southern Pacific Company and Union Pacific Railroad Company are authorized to construct a temporary shoofly trestle around the construction site across Towne Avenue and operate trains thereover. Upon completion of the structure and restoration of tracks thereon, said shoofly trestle shall be abandoned and removed.

Clearances shall be in conformance with the provisions of General Order No. 26-D.

Upon completion of Towne Avenue Underpass (Crossings Nos. B-514.9-B and 3-32.5-B) and its being opened to use by the public, Eleanor Street (Crossings Nos. 3-514.8 and 3-32.4) shall be barricaded and closed.

Construction and maintenance costs shall be borne in accordance with an agreement to be entered into between the City of Pomona, Southern Pacific Company, and Union Pacific Railroad Company, and a copy of said executed agreement, together with plans of said proposed structure approved by the railroads, shall be filed with the Commission within 180 days. Should the parties fail to agree, the Commission will apportion the costs of construction and maintenance by further order.

Within thirty days after completion of the structure pursuant to this order, applicant shall so advise the Commission in writing. This authorization shall expire 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 23<sup>rd</sup> day of September, 1958.

[Signature]  
President

[Signature]

[Signature]

[Signature]  
Commissioners