

ORIGINALDecision No. 57672

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the State of California,)
 Department of Public Works, for an order)
 authorizing the closing or elimination)
 of 4 crossings at grade and construction)
 of 4 crossings at separated grades where-)
 by local traffic will be carried over)
 State Highway VIII-SBd-26-D, Ria, and the)
 El Paso mainline of the Southern Pacific)
 Company, in San Bernardino County, some-)
 times referred to as "Cherry Avenue)
 Overhead", "Citrus Avenue Overhead",)
 "Sierra Avenue Overhead" and "Riverside)
 Avenue Overhead".)

Application No. 40350

In the Matter of the Application of the)
 County of San Bernardino for Permission)
 to Close a Grade Crossing over the Tracks)
 of the Southern Pacific Company at Live)
 Oak Avenue 8.7 Miles Westerly of the City)
 of Colton, in the County of San Bernardino,)
 State of California.)

Application No. 40361

ORDER

The Department of Public Works of the State of California, in connection with the improvement of State Route 26 (San Bernardino Freeway), is authorized to construct four crossings at separated grades and eliminate four existing crossings at grade, all over Southern Pacific Company's main line track in San Bernardino County. Construction of the structures shall be at the locations described in Exhibit "A" and as shown on Exhibit "B" attached to Application No. 40350, as amended September 25, 1958, and shall be identified as follows:

<u>Name</u>	<u>Crossing No.</u>
Cherry Avenue Overhead	B-529.4-A
Citrus Avenue Overhead	B-531.4-A
Sierra Avenue Overhead	B-532.5-A
Riverside Avenue Overhead	B-536.2-A

Construction and maintenance costs shall be borne in accordance with the terms of an agreement to be entered into between the Department of Public Works and Southern Pacific Company, and a copy of the executed agreement, together with plans of the structures approved by the railroad, shall be filed with the Commission prior to commencement of construction. Should the parties fail to agree, the Commission shall apportion the costs of construction and maintenance by further order.

Upon completion of Cherry Avenue Overhead (Crossing No. B-529.4-A) and its being opened to use by the public, Live Oak Avenue (Crossing No. B-529.9) shall be abandoned and closed. Grade crossings at Citrus Avenue, Sierra Avenue, and Riverside Avenue (Crossings Nos. B-531.4, B-532.5, and B-536.2, respectively) shall be abandoned and closed to public use prior to the commencement of construction of the respective separation structures.

In Application No. 40361, authority is likewise sought by the County of San Bernardino to effect the closure of Live Oak Avenue (Crossing No. B-529.9) pursuant to previous request of the Department of Public Works, Division of Highways. Since, by the terms of this order, such closure is already provided for, Application No. 40361 is hereby dismissed without prejudice.

Within thirty days after completion of each 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 2nd day of December, 1958.

E. L. Fox
President
[Signature]
[Signature]
[Signature]
Commissioners