

Decision No. 57955**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, referred to as the )  
 "Magnolia Avenue Overhead" over the )  
 tracks of the Pacific Electric Railway )  
 Company, and the closing of two crossings )  
 at grade, construction of a temporary )  
 detour grade crossing and construction )  
 of a crossing at separated grades, re- )  
 ferred to as "La Sierra Avenue Overhead" )  
 over the tracks of The Atchison, Topeka )  
 and Santa Fe Railway Company, in con- )  
 nection with the improvement of State )  
 Route VIII-Riv-43-B, Riv, in Riverside )  
 County. )

Application No. 40488

ORDER

The Department of Public Works, State of California, in connection with the improvement of State Route 43, the north-south freeway through the City of Riverside, is authorized to construct two crossings at separated grades, one over track of The Atchison, Topeka and Santa Fe Railway Company at La Sierra Avenue and the other over Pacific Electric Railway Company at Magnolia Avenue, in Riverside County, to be identified as Crossings Nos. 2B-18.5-A and 6W-9.03-A, respectively, as described on Exhibit "A", at the locations as shown on Exhibit "B" in the application as amended December 16, 1958.

Clearances for the structures shall be in compliance with the provisions of General Order No. 26-D; however, during the period of construction applicant is authorized to create an impaired vertical clearance of 20' 0" minimum over the tracks of the Pacific

Electric Railway Company and impaired vertical clearance of 22' 0" minimum over the tracks of The Atchison, Topeka and Santa Fe Railway Company, and said carriers are authorized to operate with such temporary impaired overhead clearances provided they issue appropriate bulletins to employees involved, advising them of the temporary impaired overhead clearances and forbidding them to ride on the tops of cars while operating beneath the structures.

Applicant is further authorized to construct a temporary detour crossing approximately 125 feet easterly of the La Sierra Overhead construction site, to be identified as Crossing No. 2B-18.4. Width of this crossing shall be not less than 32 feet, with grades of approach not greater than two per cent. Construction shall be equal or superior to Standard No. 2 of General Order No. 72. Protection shall be by two Standard No. 8 flashing light signals (General Order No. 75-B). Upon completion of the overpass (Crossing No. 2B-18.5-A) and its being opened to the public, this temporary detour (Crossing No. 2B-18.4) shall be immediately abandoned and closed.

Construction and maintenance costs shall be borne in accordance with the terms of agreements to be entered into between the applicant and The Atchison, Topeka and Santa Fe Railway Company and Pacific Electric Railway Company, and a copy of each executed agreement, together with plans of the proposed work approved by each railway, 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.

The foregoing authority is subject to the following condition:

Polk Street (Crossing No. 2B-18.0) and La Sierra Avenue (Crossing No. 2B-18.5) shall be abandoned and closed concurrently with the commencement of freeway construction at the respective locations.

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 3rd day of February, 1959.

[Signature]  
 \_\_\_\_\_  
 President

[Signature]  
 \_\_\_\_\_

[Signature]  
 \_\_\_\_\_

[Signature]  
 \_\_\_\_\_  
 Commissioners