

Decision No. 59912**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, removal of an existing )  
 crossing at separated grades, and altera- )  
 tion of two existing crossings at grade, ) Application No. 41573  
 in connection with the improvement of )  
 State Route IV-SCL-68-SCL under the tracks )  
 of the Southern Pacific Company, in the )  
 City of Santa Clara, sometimes referred )  
 to as the "Agnew Underpass". )

O R D E R

State of California, Department of Public Works, applicant, is authorized to construct State Route 68 (Bayshore Highway - U. S. 101) at separated grades under the track of Southern Pacific Company in Santa Clara, Santa Clara County, at the location as shown by maps (Exhibit B) attached to the application as amended, to be identified as Crossing No. L-42.95-B. Upon completion of said proposed grade separation, the existing underpass (Crossing No. L-42.9-B) shall be removed.

Applicant is also authorized to undertake the alterations set forth in the application as amended to nearby Crossings Nos. L-42.6 and L-42.8, intersections of the Santa Clara-Alviso Road and Laurelwood Road, respectively, with the track of Southern Pacific Company, Santa Clara County, subject to the following:

- (1) The protection to be provided at Crossing No. L-42.8 (Laurelwood Road) is currently under negotiation between the City of Santa Clara and the applicant. Accordingly, the matter of protection at this crossing shall be the subject of further order of this Commission.
- (2) Crossing No. L-42.6 (Santa Clara-Alviso Road) shall be provided with protection by two Standard No. 8 flashing light signals (G.O. 75B) and with two 20,000 (or more) lumen mercury vapor lights

for illuminating the pavement surface, one to be located on each vehicular approach to said crossing.

Construction and maintenance expense shall be borne in accordance with an agreement to be entered into between the parties relative thereto, and copy of said agreement, together with plans of said Crossing No. L-42.95-Approved by Southern Pacific Company, shall be filed with the Commission within 180 days from the date hereof. Should the parties fail to agree, the Commission will apportion the cost of construction and maintenance by further order.

Within thirty days after completion 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 conditions are not complied with. The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 12<sup>th</sup> day of April, 1960.

[Signature]  
President

[Signature]

[Signature]

[Signature]

Theodore J. Jensen  
Commissioners