

Decision No. 60653

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 whereby State Route
VII-Ora-43-Ora,B,Ana will be carried over
the Southern Pacific Company's Tustin
branch track, in Orange County, referred
to as the "North Orange Overhead".

}
} Application No. 42298
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O R D E R

The Department of Public Works of the State of California is authorized to construct State Route 43 (Newport Freeway), referred to as "North Orange Overhead", at separated grades over Southern Pacific Company's Tustin Branch, near the City of Orange, Orange County, as described in Exhibit "A" and at the location and in the manner as shown on Exhibit "B", attached to the application, to be identified as Crossing No. BM-516.1-A.

Clearances shall be in conformance with the provisions of General Order No. 26-D except that during the period of construction, applicant is authorized to create temporary impaired vertical clearances of 20 feet above top of rail and 9 feet 6-inch horizontal clearances from center line of track and Southern Pacific Company is authorized to operate with such temporary impaired clearance conditions provided it issue appropriate bulletins to train and engine crews advising them of the reduced clearances and prohibiting trainmen to ride on top and sides of cars while operating beneath the structure.

Construction and maintenance costs 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 commencement of construction. 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 30th day of August, 1960.

[Signature]
 President

[Signature]

[Signature]

[Signature]

Commissioners