

ORIGINAL

Decision No. 63405

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of }  
Southern Pacific Company for an order }  
authorizing the construction at grade }  
of a track across Road 12, County of }  
Tulare, State of California. }

Application No. 43852

O R D E R

Southern Pacific Company is hereby authorized to construct a drill track at grade across County Road 12 (Mendocino Avenue) east of Kingsburg, in Tulare County, at the location described in the application, to be identified as a portion of Crossing No. B-226.1. Construction of said crossing shall be equal or superior to Standard No. 2 of General Order No. 72, without superelevation and of a width to conform to the portion of the road now graded, with tops of rails flush with the roadway and with grades of approach not exceeding five percent. Protection shall be by one Standard No. 3 wigwag signal and one Standard No. 1 sign reflectorized with reflex-reflective sheet material (General Order No. 75-B). Applicant shall bear entire construction and maintenance expense.

It is alleged that the State of California, Department of Public Works, plans to convert the nearby U.S. 99 (State Route 4) highway to the status of a fully developed freeway within two years from the date hereof and that as a part of this project Crossing No. B-226.1 shall be replaced by a grade separation. Consequently, if Crossing No. B-226.1 is not closed and abolished by September 1, 1964, the Commission shall reopen this proceeding for the purposes of making a further determination as to protective measures that shall be required at said crossing and of apportioning the cost thereof.

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 one year 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 13<sup>th</sup> day of MARCH, 1962.

Robert A. Bay  
President  
John E. Smith  
E. J. Fox  
George J. Thayer  
Frederick B. Hobbie  
Commissioners