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65235 Decision No.

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 widening of an existing ) crossing at separated grades over the ) tracks of The Atchison, Topeka and Santa ) Fe Railway Company, in connection with ) the improvement of State Route XI-SD-2-Ocn,) in San Diego County, referred to as "Short ) Street Overhead Widening".

Application No. 45126

## <u>o r d e r</u>

State of California, Department of Public Works, is hereby authorized to widen the existing structure known as "Short Street Overhead" (formerly "Laguna Park Overpass") over the tracks of The Atchison, Topeka and Santa Fe Railway Company, in the City of Oceanside, San Diego County, at the location described and in the manner as shown in the application, to be identified as portion of Crossing No. 2E-0.9-A.

Clearances shall be in accordance with the provisions of General Order No. 26-D, except that during the period of construction applicant is authorized to create a minimum vertical clearance of 21'0" above top of rail and The Atchison, Topeka and Santa Fe Railway Company is authorized to operate with such impaired clearance condition provided it issue appropriate bulletins to train and enginemen advising them of the impaired clearance and forbidding trainmen from riding on tops of cars while operating beneath the structure.

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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 of the separation structure, approved by the railway, 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, pursuant to this order, applicant shall so advise the Commission in writing. This authorization shall expire if not exercised within three 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 <u>San Francisco</u>, California, this <u>16</u> day of <u>APRII</u>, 1963.

resident