

Decision No. 67939

**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 IV-CC-4 will be carried over the tracks of The Atchison, Topeka and Santa Fe Railway Company's Muir Spur, the abandonment of an existing crossing at grade, the construction and later abandonment of a temporary detour crossing at grade; and the construction of a frontage road, improvement of Alhambra Avenue, construction of an on-ramp roadway as well as a hiking and riding trail, all beneath the Santa Fe's existing trestle; all of which is in and near the City of Martinez, Contra Costa County, referred to as "Muir Spur Overhead".

Application No. 46711  
(Amended)

O R D E R

The State of California, Department of Public Works, is hereby authorized to construct State Route IV-CC-4 at separated grades over the track of The Atchison, Topeka and Santa Fe Railway Company, in and near the City of Martinez, Contra Costa County, at the location and in the manner shown by Exhibits A, B and C attached to the application, and its amendment, to be identified as Crossing No. 2-1170.6-AC. Also, the State of California, Department of Public Works, is hereby authorized to:

- (a) Construct a temporary detour crossing at grade to be identified as Crossing No. 2-1170.5-C.
- (b) Abandon and close existing Crossing No. 2-1170.6-C.
- (c) Construct an on-ramp roadway.
- (d) Construct a hiking and riding trail.

Items (a) through (d) inclusive are located beneath or in the vicinity of existing trestles, Crossings Nos. 2-1170.9-B and 2-1170.7-B in and near the City of Martinez, Contra Costa County, as

shown on the aforesaid Exhibits A,B and C. Protection of Crossing No. 2-1170.5-C, Item (a), shall be by two Standard No. 1 crossing signs reflectorized by reflex-reflective sheet material. Items (c) and (d) shall be identified as a portion of Crossing No. 2-1170.9-B.

Upon completion of the project, Item (a), temporary detour Crossing No. 2-1170.5-C, shall be abandoned and closed to public use and travel.

Construction and maintenance expense shall be borne in accordance with an agreement entered into between the parties relative thereto, and copy of said agreement, together with plans of said crossing approved by The Atchison, Topeka and Santa Fe Railway 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. Clearances shall conform to the provisions of General Order No. 26-D.

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

Dated at Los Angeles, California, this 30<sup>th</sup> day of SEPTEMBER, 1964.

Fredrick B. Hallock  
President  
George T. Trover  
William L. ...  
Commissioners

Commissioner Everett C. McKeage, being necessarily absent, did not participate in the disposition of this proceeding.