

ORIGINAL

Decision No. 69535

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 San Diego)
 Freeway (Route 5) will be carried over)
 the tracks of The Atchison, Topeka and)
 Santa Fe Railway Company, removal of an)
 existing overhead, and abandonment of)
 an existing temporary grade crossing,)
 in San Diego County, referred to as)
 "Palomar Airport Road Overhead".)

Application No. 47551

O R D E R

State of California, Department of Public Works, in connection with construction of a portion of the San Diego Freeway (State Route 5) is hereby authorized to construct one crossing at separated grades and to remove an existing crossing at separated grades and remove an existing temporary crossing at grade over and across the track of The Atchison, Topeka and Santa Fe Railway Company in the City of Carlsbad, San Diego County, at the locations described and in the manner as shown in the application, the authorization being summarized in the following table and being subject to the conditions named herein:

Table of Crossing Data

<u>Crossing No.</u>	<u>Name of Road</u>	<u>Work Authorized</u>
2-232.2-A	Palomar Airport Road Overhead	Construct Grade Separation (Overcrossing)
2-231.9-A	Farr Overhead	Remove existing Grade Separation (Overcrossing)
2-232.3	Palomar Airport Road	Remove existing temporary grade crossing.

Clearances shall be in accordance with requirements of General Order No. 26-D, except that during the period of construction of the Palomar Airport Road Overhead (Crossing No. 2-232.2-A) a clearance of 22'-6" above top of rail is authorized provided The Atchison, Topeka and Santa Fe Railway Company issue appropriate bulletins to train and engine men advising them of the temporarily impaired clearance condition and forbidding train men to ride on tops 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 agreement, together with plans 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 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 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 10th day of AUGUST, 1965.

Fredrick B. Hallock
President
George C. Mitchell
Commissioner
William A. Beaud
Commissioners

-2- Commissioner George G. Grover, being necessarily absent, did not participate in the disposition of this proceeding.