

Decision No. 69979**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of the COUNTY OF ORANGE to Construct
a temporary State Highway across the
Right of Way of the Pacific Electric
Railway Company near Anaheim Bay.

Application No. 47715

ORDER MODIFYING DECISION NO. 69750AND DENYING REHEARING

Pacific Electric Railway Company, having petitioned for rehearing of Decision No. 69750 and requested oral argument before the full Commission, the Commission having considered each and every allegation therein, and good cause appearing;

IT IS ORDERED that Decision No. 69750 be modified as follows:

1. Finding paragraph 5 is deleted and in its place is inserted the following:

"The County will pay for all costs including crossing protection, paving across the railway, maintenance cost of automatic protection and the cost of removal of the temporary paving, structures, equipment and crossing protection."

2. Ordering paragraph 4 is deleted and the following is substituted in its place:

"Maintenance costs of the automatic protection shall be apportioned to the County of Orange, pursuant to the provisions of Section 1202.2 of the Public Utilities Code."

3. Insert Ordering paragraph 5 to read as follows:

"Upon completion of the raising and widening of the bridge on Pacific Coast Highway over Sunset Bay, the above two crossings Nos. 6E-24.7 and 6E-25.2 shall be abandoned and physically removed, the cost of removal to be borne by the County of Orange."

4. Except as modified hereinabove this Commission's Decision No. 69750, issued October 5, 1965 shall remain in full force and effect.

