

ORIGINAL

Decision No. 69993

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Investigation into the status, safety, maintenance, use and protection or closing of various crossings at grade of the lines of the Southern Pacific Company and The Atchison, Topeka and Santa Fe Railway Company in the cities of Porterville and Delano, and County of Tulare, with various streets, roads and highways in said cities and county.

Case No. 8162
(Filed April 20, 1965)

Calvin E. Baldwin, for County of Tulare; Roy R. Pederson, for City of Porterville; J. O. Reavis, Lou Shepard and A. T. Bennett, for the City of Delano; Jayne C. Billey, for The Atchison, Topeka and Santa Fe Railway Company; Harold S. Lentz, for Southern Pacific Company; respondents. R. C. Marks, for the Commission staff.

O R D E R

Public hearing was held before Examiner Porter in the above-entitled matter on September 23, 1965 at Visalia at which time the matter was submitted.

The staff presented Exhibit No. 1 which was amended at the hearing. The parties involved were in agreement as to the recommendations of the staff.

Based on the evidence presented the Commission finds and concludes that public convenience and safety require that the subject crossings should be protected, installation and maintenance costs should be apportioned and installation should be completed as set forth in the following order.

IT IS HEREBY ORDERED that:

1. The protection to be installed, allocation of installation costs and completion periods for the crossings indicated shall be as set forth in the following table:

<u>No.</u>	<u>Crossing No.</u>	<u>Road</u>	<u>Protection to be Installed</u>	<u>Allocation of Installation Costs</u>	<u>Completion Period After Effective Date of Order</u>
1	B-251.7	Avenue 216	Automatic Gates	50% County 50% S.P.	6 Months
2	B-247.9	Avenue 248	Automatic Gates	50% County 50% S.P.	6 Months
3	*BC-287.1	Avenue 56	Automatic Gates	*Note	6 Months
4	B-279.2	Co. Line Road	Automatic Gates	25% Delanc 25% County 50% S.P..	9 Months
5	2M-59.2	East Date St.	No. 8 Flashing Light Signals	25% Porterville 25% County 50% AT&SF Ry.	15 Months
6	BC-277.8	Avenue 128	Automatic Gates	50% County 50% S.P.	15 Months
7	2V-10.3	Avenue 216	No. 8 Flashing Light Signals	50% County 50% AT&SF Ry.	15 Months
8	BC-214.3	Road 132	Automatic Gates	50% County 50% S.P.	15 Months
9	2V-24.0	Avenue 288	No. 8 Flashing Light Signals	50% County 50% AT&SF Ry.	15 Months
10	*2-934.2	Avenue 56	Automatic Gates	*Note	6 Months

*NOTE: These two crossings are to be improved using Federal Aid Secondary Funds.

2. The maintenance costs for the foregoing automatic grade crossing protection shall be divided between the respective railroads and public agencies in the same proportion as the costs of installation have been allocated herein, pursuant to the provisions of Section 1202.2 of the Public Utilities Code.

Within thirty days after completion pursuant to this order the railroads shall so advise the Commission in writing.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 23rd day of November, 1965.

[Signature] President

George A. Hoover

William A. Blumenthal

[Signature] Commissioners

Commissioner Frederick B. Holoboff, being necessarily absent, did not participate in the disposition of this proceeding.