

ORIGINALDecision No. 70476

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 5
 will be carried over tracks of The
 Atchison, Topeka and Santa Fe Railway
 Company in San Diego County, referred to
 as "Agra Overhead".

Application No. 48187

O R D E R

State of California, Department of Public Works, in connection with construction of State Route 5, is hereby authorized to construct two crossings at separated grades of The Atchison, Topeka and Santa Fe Railway Company's main line, to be identified as the "Agra Overhead" (Crossing No. 2-215.7-A) and "Don Overhead" (private crossing at mile post 216.0) both in San Diego County, at the locations described and in the manner as shown in the application.

Clearances shall be in accordance with General Order No. 26-D, except that during the period of construction a clearance of not less than 21'0" above top of rail is authorized and The Atchison, Topeka and Santa Fe Railway Company is authorized to operate with such reduced overhead clearance provided it issues, and files with the Commission, appropriate bulletins to trainmen and enginemen advising them of the temporarily impaired clearance condition and forbidding trainmen to ride on the tops of cars while operating beneath the structures.

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 approved by The Atchison, Topeka and Santa Fe Railway Company, 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 the 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 San Francisco, California, this 22nd day of MARCH, 1966.

Frederick B. Hallock
President

George T. Trover
Commissioners

William W. Beards
Commissioners