

**ORIGINAL**

Decision No. 70762

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of San Francisco Bay Area Rapid Transit District for authority to construct its double track rapid transit rail line over the Southern Pacific Company's single track line at its intersection with 105th Avenue, City of Oakland, California (Crossing No. DH-13.9), by means of a grade separation.

Application No. 48311

O R D E R

The San Francisco Bay Area Rapid Transit District is hereby authorized to construct a crossing at separated grades of its tracks over the track of Southern Pacific Company in the City of Oakland, Alameda County, at the location as shown by Exhibits A and B attached to the application. Construction and maintenance expense shall be borne in accordance with an agreement to be entered into between the parties relative thereto, and copy of said agreement, together with plans of said crossing approved by Southern Pacific 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 San Francisco, California, this 24<sup>th</sup> day of MAY, 1966.

Fredrick B. Hallock  
 President

George L. Hoover  
 Commissioner

Angela  
 Commissioner

Commissioner William M. Bennett, being necessarily absent, did not participate in the disposition of this proceeding.