

**ORIGINAL**

Decision No. 71223

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 a city street  
will be carried over tracks of The  
Atchison, Topeka and Santa Fe Railway  
Company in the City of San Diego, refer-  
red to as "Clairemont Drive Overcrossing".)

Application No. 48616

O R D E R

State of California Department of Public Works in connec-  
tion with construction of State Route 5, is hereby authorized to  
construct one crossing at separated grades of The Atchison, Topeka  
and Santa Fe Railway Company's Main Line, to be identified as the  
"Clairemont Drive Overcrossing" (Crossing No. 2-261.7-A) in the City  
of San Diego, at the location 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  
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 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 30<sup>th</sup> day of AUGUST, 1966.

[Signature]  
President  
George T. Hoover  
[Signature]

Commissioners

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

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