

Decision No. 71375

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the State of California
Department of Public Works for an order
authorizing the widening of an existing
crossing at separated grades and con-
struction of a crossing at separated
grades whereby State Route 5 traffic
will be carried over tracks of The
Atchison, Topeka and Santa Fe Railway
Company in Orange County, referred to
as "El Toro Overhead".

Application No. 48726
(Filed August 22, 1966)

ORDER

State of California, Department of Public Works, in con-
nection with the improvement of State Route 5, is hereby authorized
to widen the existing El Toro Overhead in the median and shoulder
areas and to construct a new off-ramp structure adjacent to the exist-
ing structure over the tracks of The Atchison, Topeka and Santa Fe
Railway Company in the County of Orange, at the location described
and in the manner as shown in the application, to be identified as a
portion of Crossing No. 2-190.5-A.

Clearances shall be in accordance with General Order No.
26-D, except that during the period of construction, a vertical
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 train and engine
men advising them of the temporarily impaired clearance condition and
forbidding trainmen to ride on the tops of cars while operating be-
neath 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 railway, shall be filed with the Commission prior to commencement of construction. Should the parties fail to agree, the Commission will apportion the costs of construction and maintenance by further order.

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 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 4th day of OCTOBER, 1966.

Edward E. Mitchell President
George J. Hoover
Fredrick B. Holdhoff
Auguston
James L. Bennett Commissioners