

Decision No. 72442

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the application
of the COUNTY OF ORANGE to construct
a County Road across the Right of Way
of The Atchison, Topeka and Santa Fe
Railway Company at Crown Valley Park-
way, in the Capistrano Area.)

Application No. 49273
(Filed April 7, 1967)

O R D E R

The County of Orange is hereby authorized to construct a county road at separated grades over The Atchison, Topeka and Santa Fe Railway Company's Main Line in the County of Orange, at the location described and in the manner as shown in the application, to be identified as Crown Valley Parkway (Crossing No. 2-193.1-A).

Clearance 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 train 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.

The present Crown Valley Parkway (Crossing No. 2-193.0) shall be physically closed and barricaded concurrent with the completion of the proposed separation.

Construction and maintenance expenses shall be borne in accordance with terms of an agreement to be entered into between the County of Orange and The Atchison, Topeka and Santa Fe Railway Company. 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 16th day of MAY, 1967.

[Signature] President
[Signature]
[Signature]
[Signature]
[Signature] Commissioners