

Decision No. 72846**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 THE WESTERN PACIFIC RAILROAD COMPANY) Application No. 49446
 for authority to construct an additional) (Filed June 9, 1967)
 track across Elkhorn Boulevard in the)
 County of Sacramento, State of California.)

O P I N I O N

By Decision 72246 dated April 4, 1967, in Application 49148, the Commission authorized the County of Sacramento to relocate the Elkhorn Boulevard crossing of The Western Pacific Railroad Company and to supplement the existing Standard No. 8 flashing light signals with automatic gate arms. Installation and maintenance cost of the signal protection was assessed 50% to the County of Sacramento and 50% to The Western Pacific Railroad Company. In Application 49446, The Western Pacific Railroad Company seeks authority to build a spur track at the same location. Both projects will be constructed at the same time. The parties involved have signed a new agreement whereby the installation costs of the signals will be 90% to the county and 10% to the railroad. The parties, however, have agreed that the maintenance costs of the signals will be on a 50-50 basis.

O R D E R

The Western Pacific Railroad Company is hereby authorized to construct a spur track at grade across Elkhorn Boulevard near the City of Sacramento, Sacramento County, at the location described in the application, to be identified as a portion of Crossing No. 4-146.3. Construction of said crossing shall be equal or superior to Standard No. 2 of General Order No. 72, without super-elevation and of a width to conform to the portion of the road now graded, with tops of rails flush with the roadway and with grades

of approach not exceeding one percent. Protection shall be by two Standard No. 8 crossing signals (General Order No. 75-B) supplemented with automatic gate arms.

Applicant shall bear entire construction costs of the spur track crossing. Maintenance cost of the spur track crossing outside of lines two feet outside of rails shall be borne by County of Sacramento. The Western Pacific Railroad Company shall bear maintenance cost of the spur track crossing between such lines.

Construction expense of the automatic protection shall be borne in accordance with an agreement entered into between the parties. Maintenance cost of the automatic crossing protection shall be divided 50 percent to the railroad and 50 percent to the county.

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 one year 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 1st day of AUGUST, 1967.

[Signature]
President

[Signature]

[Signature]

[Signature]
Commissioners