

Decision No. 73954

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 construction of five new)
 crossings at separated grades whereby)
 Route 91 will be carried over tracks of)
 the Southern Pacific Company in Orange)
 County, referred to as ROUTE 91/5)
 SEPARATION AND OVERHEAD, WEST CONNECTOR)
 OVERHEAD, ROUTE 91/5 SB SEPARATION AND)
 OVERHEAD, SOUTH CONNECTOR OVERHEAD and)
 MAGNOLIA AVENUE OFF-RAMP OVERHEAD.)

Application No. 49994
 (Filed February 2, 1968)

O R D E R

State of California, Department of Public Works, in connection with the construction of a portion of State Route 91 Freeway, is hereby authorized to construct five crossings at separated grades over the tracks of the Southern Pacific Company in Orange County, at the locations described and in the manner as shown in the application, the authorization being summarized in the following table and being subject to the conditions named herein:

TABLE OF CROSSING DATA

<u>Crossing No.</u>	<u>Name of Road</u>	<u>Work Authorized</u>
BK-505.52-A	Route 91/5 Separation and Overhead	Construct Grade Separation (Overhead)
BK-505.53-A	West Connector Overhead	Construct Grade Separation (Overhead)
BK-505.63-A	Route 91/5 SB Separation and Overhead	Construct Grade Separation (Overhead)
BK-505.69-A	South Connector Overhead	Construct Grade Separation (Overhead)
BK-505.71-A	Magnolia Avenue Off-Ramp Overhead	Construct Grade Separation (Overhead)

Clearances for the separation structures shall be in accordance with the provisions of General Order No. 26-D except that during the period of construction of the five structures, a clearance of not less than 21' 0" above top of rail is authorized and Southern Pacific Company is authorized to operate with such reduced overhead clearances, provided it issues and files with the Commission appropriate bulletins to train and engine crews advising them of the temporarily impaired clearance conditions and forbidding trainmen to ride on the tops of cars while operating beneath the structures.

Applicant shall notify the Commission and Southern Pacific Company at least fifteen days but no more than thirty days in advance of the date when the temporary impaired clearances will be created.

Construction and maintenance costs shall be borne in accordance with an agreement to be entered into between the parties and a copy of said agreement, together with plans approved by the railroad 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 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 herof.

Dated at San Francisco, California, this 9th day of APRIL, 1968.

John E. Atwood President
William L. Bennett
Augusta
William Squiers, Jr.
Glenn P. Morsey Commissioners