

ORIGINALDecision No. 74812

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 SOUTHERN PACIFIC COMPANY for apportion-)
 ment of maintenance costs of automatic)
 protection at South Street, Crossing)
 No. C-258.0; Placer Street, Crossing)
 No. C-258.1; Yuba Street, Crossing)
 No. C-258.2; Tehama Street, Crossing)
 No. C-258.3 and Shasta Street,)
 Crossing No. C-258.4 in the City of)
 Redding, Shasta County, California.)

Application No. 50106
 (Filed March 22, 1968)

O P I N I O N

The Southern Pacific Company seeks an apportionment of the annual maintenance costs of the automatic grade crossing protection devices at South Street, Crossing No. C-258.0; Placer Street, Crossing No. C-258.1; Yuba Street, Crossing No. C-258.2; Tehama Street, Crossing No. C-258.3 and Shasta Street, Crossing No. C-258.4 in the City of Redding, Shasta County, between it and the City of Redding, under Section 1202.2 of the Public Utilities Code.

Southern Pacific Company alleges that approximately 3,330 hours of work installing crossing protection devices were performed prior to October 1, 1965, and approximately 1,117 hours of work were performed on or after October 1, 1965, and that the cost of constructing the automatic grade crossing protection was borne 50 percent by the City of Redding and 50 percent by Southern Pacific Company by agreement between the parties. Crossing protection was placed in service at the Shasta Street crossing on October 28, 1965 and at the other four crossings on October 27, 1965.

The Commission concluded in Decisions Nos. 74659 and 74661 on September 11, 1968 that the cost of maintenance will be apportioned pursuant to Section 1202.2 of the Public Utilities Code in all cases where the construction or alteration was completed after October 1, 1965, without regard to the degree of completion of work as of

October 1, 1965, provided there has been no previous order of the Commission apportioning cost of maintenance and there has been no unreasonable delay in completion of the work, and provided also that the division of the cost of construction and alteration is found to be reasonable by the Commission.

The Commission finds that the apportionment of installation cost of the automatic protection agreed to by the railroad and the city is reasonable, and the maintenance cost should be divided equally between the railroad and city as requested.

O R D E R

IT IS ORDERED that the maintenance cost of the improved protection at South Street, Crossing No. C-258.0; Placer Street, Crossing No. C-258.1; Yuba Street, Crossing No. C-258.2; Tehama Street, Crossing No. C-258.3 and Shasta Street, Crossing No. C-258.4 in the City of Redding, Shasta County, is hereby apportioned 50 percent to Southern Pacific Company and 50 percent to the City of Redding, pursuant to Section 1202.2 of the Public Utilities Code.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 15th day of OCTOBER, 1968.

William J. Lyons, Jr.
President

William W. Bennett

Augustor

W. P. Monsey
Commissioners