

ORIGINAL

Decision No. 76733

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 an overhead at separated grades, whereby State Route 58 will pass over the tracks of The Atchison, Topeka and Santa Fe Railway Company, commonly referred to as ROSEDALE OVERHEAD in the County of Kern, abandon and close existing Grade Crossing No. 2-893.8, and construct a temporary detour which will be abandoned.)

Application No. 51505
(Filed November 24, 1969)

ORDER

State of California Department of Public Works is hereby authorized to construct a crossing at separated grades and a temporary detour road of State Route 58 over the track of The Atchison, Topeka and Santa Fe Railway Company near Bakersfield in Kern County, at the locations and substantially as shown by plans (Exhibits B and C) attached to the application, to be identified as Crossings Nos. 2-893.8-A and 2-893.9.

An agreement is to be entered into between the parties relative to construction and maintenance expense, and copy of said agreement, together with plans of said crossings approved by The Atchison, Topeka and Santa Fe Railway Company shall be filed with the Commission within 180 days from the date hereof. Should the parties fail to agree, the Commission will apportion the cost of construction and maintenance by further order.

Clearances shall be in accordance with General Order 26D, except that during the period of construction a clearance of not less than 21'9" above top of rail is authorized and The Atchison, Topeka and Santa Fe Railway Company is authorized to operate with such reduced overhead clearances provided that instructions are issued by the railroad and filed with the Commission forbidding employees to ride on tops of cars.

The applicant shall notify the Commission and The Atchison, Topeka and Santa Fe Railway Company at least 15, but not more than 30 days in advance of the date when the temporarily impaired clearance will be created.

Walkway areas adjacent to The Atchison, Topeka and Santa Fe Railway Company tracks shall be maintained free of obstructions and shall promptly be restored to their original condition in the event of damage during construction.

Width of the temporary grade crossing shall be not less than 40 feet and grades of approach not greater than two percent. Construction shall be equal or superior to Standard No. 2 of General Order No. 72. Protection shall be by two Standard No. 8 crossing signals (General Order No. 75-B) augmented with automatic gate arms. The temporary grade crossing shall not be open to public use and traffic until the automatic protection ordered herein has been installed and placed in service.

Upon opening of the temporary detour crossing to traffic existing State Route 58, Grade Crossing No. 2-893.8, shall be closed to public use. Upon opening of the State Route 58 separation structure, Crossing No. 2-893.8-A, authorized herein, the temporary Grade Crossing No. 2-893.9 shall be abandoned and closed to public use.

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 conditions are not complied with. The effective date of this order shall be twenty days after the date hereof.

Dated at San Diego, California, this 3rd day of FEBRUARY, 1970.

William J. Sproule, Jr.
President

[Signature]

[Signature]
Commissioners

Commissioner A. W. Gatov, being necessarily absent, did not participate in the disposition of this proceeding.