

Decision No. 77451**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 alteration of two existing
 grade crossings: State Highway Route
 04-SC1-82 (Monterey Highway) and Southern
 Pacific Transportation Company Crossing
 No. E-50.4-C located northwesterly of
 Curtner Avenue partly within the City of
 San Jose and partly within the County of
 Santa Clara, and State Highway Route
 04-SC1-82 (Monterey Highway) and The
 Western Pacific Railroad Company Crossing
 No. 4G-19.7 located immediately south-
 easterly of Bellevue Avenue in the City
 of San Jose.

Application No. 51834
 (Filed on April 17, 1970)

O R D E R

State of California Department of Public Works is hereby authorized to widen two crossings of Monterey Highway (State Route 82) at grade with tracks of Southern Pacific Transportation Company and The Western Pacific Railroad Company, Crossings Nos. E-50.4-C and 4G-19.7, respectively, in the City of San Jose, Santa Clara County, as described and substantially as shown in the application. Width of crossings shall be not less than 28 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 at each crossing shall be by four Standard No. 3 crossing signals (General Order No. 75-B) augmented with automatic gate arms and two supplemented with additional flashing light signals mounted on cantilevered arms at each crossing.

Construction expense of the crossings shall be borne in accordance with an agreement entered into between the parties or, if they fail to agree, by further order of the Commission. Maintenance costs of the crossings outside of lines two feet outside of rails shall be borne by applicant. Southern Pacific Transportation Company and The Western Pacific Railroad Company shall bear maintenance costs of the crossings between such lines.

Installation cost of the automatic crossing protection shall be divided equally between the applicant and the railroads. Maintenance cost of the automatic protection shall be divided equally between the applicant and the railroads, pursuant to the provisions of Section 1202.2 of the Public Utilities Code.

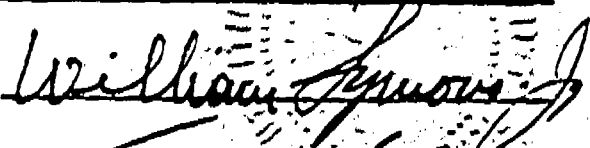
The additional lanes shall not be opened to public use until the protection ordered herein is installed and operative.


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 two 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 7th day of JULY, 1970.



Chairman





Commissioners

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

Commissioner Vernon L. Sturgeon, being necessarily absent, did not participate in the disposition of this proceeding.