

ORIGINAL

Decision No. 77559

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the State of California, )  
 Department of Public Works, for an order )  
 authorizing the alteration and improve- )  
 ment of two existing grade crossings )  
 located at the intersection of the main )  
 line track of The Atchison, Topeka and )  
 Santa Fe Railway Company and State Route )  
 06-Tul-63 in Tulare County, North of )  
 Visalia, near the town of Cutler. )

Application No. 51961  
 (Filed on June 12, 1970)

ORDER

The State of California Department of Public Works is hereby authorized to widen two crossings of State Route 63 at grade with tracks of The Atchison, Topeka and Santa Fe Railway Company, identified as Crossings Nos. 2M-21.7 and 2V-38.2 in Tulare County, as described and substantially as shown in the application. Width of crossings shall be not less than 64 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 Crossing No. 2M-21.7 shall be by two Standard No. 8 flashing light signals (General Order No. 75-B) augmented by automatic gate arms. Protection at Crossing No. 2V-38.2 shall be by three Standard No. 8 flashing light signals (General Order No. 75-B); two of which shall be augmented with automatic gate arms.

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 cost of the crossings outside of lines two feet outside of rails shall be borne by applicant. The Atchison, Topeka and Santa Fe Railway Company shall bear maintenance cost of the crossings between such lines.

Installation cost of the automatic crossing protection at Crossing No. 2M-21.7 shall be divided equally between the applicant and the railroad. Installation cost of the automatic crossing protection at Crossing No. 2V-38.2 shall be divided 50% to the railroad, 33-1/3% to the applicant and 16-2/3% to the County of Tulare. Maintenance cost of the automatic protection shall be divided in the same proportion as the installation cost, 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 4<sup>th</sup> day of AUGUST, 1970.

[Signature]  
Chairman  
[Signature]  
[Signature]  
Commissioners

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