

Decision No. 77865

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of The Atchison, Topeka and Santa Fe Railway Company, a corporation, for authority to construct, have constructed, maintain and operate a lead track across Sixth Street in the unincorporated area near the City of Cucamonga, County of San Bernardino, State of California.

Application No. 52105

Application of the Atchison, Topeka and Santa Fe Railway Company, a corporation, for authority to construct, have constructed, maintain and operate a lead track across Eighth Street in the unincorporated area near the City of Cucamonga, County of San Bernardino, State of California.

Application No. 52106

SUPPLEMENTAL ORDER

The Atchison, Topeka and Santa Fe Railway Company by letter dated October 5, 1970, has requested permission to deviate for a period of 30 days, from Decisions Nos. 77710 and 77712, dated September 15, 1970, which require that "No train, engine or car shall be operated over the track until after the protection ordered herein is installed and operative." Applicant alleges that the industry to be served, Frito-Lay, Inc., desires immediate rail service to avoid expensive delay and it will take thirty days to install the automatic crossing protection. The railroad proposes to stop the train and protect the crossing with a flagman in lieu of the automatic protection.

IT IS ORDERED that Decisions Nos. 77710 and 77712, dated September 15, 1970 are hereby modified by adding that for a period not to exceed thirty days from the date hereof The Atchison, Topeka

and Santa Fe Railway Company may operate across the streets involved in the applications providing that the crossings shall be flagged during train moves by trainmen or other competent employees acting as flagmen for vehicular traffic on the streets.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 27th day of OCTOBER, 1970.

Chairman

Commissioner

Commissioner William Symons, Jr., being necessarily absent, did not participate in the disposition of this proceeding.