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Decision No. 78322

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
the County of Placer to construct a
County Road across the Right of Way
of the Southern Pacific Company at
Loomis Mile Post 112.89

Application No. 52048

OPINION AND ORDER

Decision No. 77893, dated November 4, 1970 authorized the County of Placer to construct Sierra College Boulevard at grade across the tracks of Southern Pacific Transportation Company (Railroad) near Loomis, Placer County, at the location described in the application. Said decision stated that: "The parties were not in agreement as to apportionment of the installation and maintenance costs of the grade crossing protection and the cost will be apportioned by further order of the Commission, after hearing." Apportionment of construction costs and installation of the grade crossing protective devices are the subject of an executed agreement between the Railroad and the State of California. A copy of said agreement is hereby received in evidence as Exhibit 1. The parties are now in agreement that the maintenance costs of the grade crossing protection should be apportioned on a 50-50 basis.

After consideration the Commission finds that:

1. The cost of installing the grade crossing protective devices are the subject of an executed agreement set forth in Exhibit 1.
2. The parties are in agreement that the maintenance costs of the grade crossing protection should be apportioned on a 50-50 basis.
3. A public hearing is not necessary.

We conclude that the installation and maintenance costs of the grade crossing protection should be apportioned as set forth in the ensuing order.

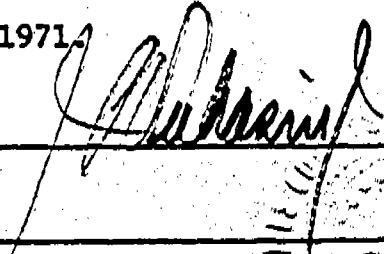
IT IS ORDERED that:

1. The cost of installing the grade crossing protective devices at Crossing No. A-112.9 shall be borne by the State of California and Southern Pacific Transportation Company as set forth in Exhibit 1.

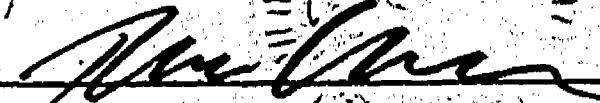
2. The cost of maintaining the crossing protective devices at Crossing No. A-112.9 is apportioned on the basis of 50 percent to be paid by the County of Placer and 50 percent to be paid by the Southern Pacific Transportation Company.

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


Dated at San Francisco, California, this 17th day of FEBRUARY, 1971.



Chairman



Vernon L. Sturgeon



Commissioners

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