

ORIGINAL

Decision No. 78370

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 replacement of the)
 existing RIVERBANK OVERHEAD with a new)
 structure over the track of The)
 Atchison, Topeka and Santa Fe Railway)
 Company in the County of Stanislaus.)

Application No. 52260
 (Filed October 22, 1970)

O R D E R

State of California Department of Public Works is hereby authorized to replace a crossing at separated grades of State Route 108 over the track of The Atchison, Topeka and Santa Fe Railway Company, near the City of Riverbank, Stanislaus County, at the location identified as Crossing No. 2-1096.5-A. Construction and maintenance expense shall be borne in accordance with an agreement to be entered into between the parties relative thereto, and copy of the agreement, together with plans of the crossing 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 21'0" 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.

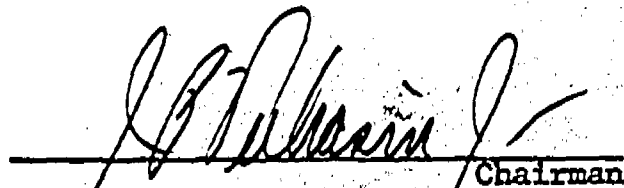
The applicant shall notify the Commission and The Atchison, Topeka and Santa Fe Railway Company at least 15, but not more than 30 days, in advance of the date when the temporary impaired clearance will be created.

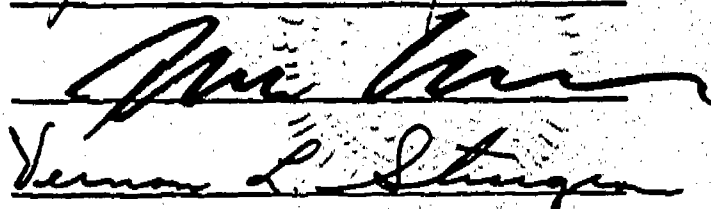
Walkway areas adjacent to The Atchison, Topeka and Santa Fe Railway Company tracks shall be maintained free of obstructions and shall promptly be restored to their original condition in the event of damage during construction.

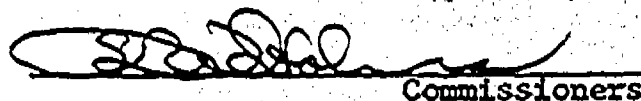
While the State Route 108 vehicular traffic is detoured over First Street (Crossing No. 2J-0.2), protection shall be two Standard No. 8 flashing light signals (General Order No. 75-B). Upon the reopening of the State Route 108 overpass to vehicular traffic, protection at the First Street crossing may be by two Standard No. 1 crossing signs (General Order No. 75-B) reflectorized with reflex-reflective sheet material. Installation and maintenance expense of the automatic protection may be borne in accordance with an agreement to be entered into between the parties relative thereto. This should not be construed as an apportionment of the cost of construction or maintenance of the automatic protection.

Within thirty days after completion pursuant to this order applicant shall so advise the Commission in writing. This authorization shall expire if not exercised or if conditions are not complied with in three years unless time be extended. The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 2nd day of MARCH, 1971.


Chairman


Vernon L. Stinger


Commissioners

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