

Decision No. 78579**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 the realignment and improvement of Interstate Route 5 and State Route 20 in connection with the construction of three overheads at separated grades whereby Interstate Route 5 will cross over the tracks of the Southern Pacific Company, to be referred to as WILLIAMS OVERHEAD and NORTH MAXWELL OVERHEAD, and State Route 20 will cross over the tracks of the Southern Pacific Company, to be referred to as NORTH WILLIAMS OVERHEAD, located in and near Williams, County of Colusa.

Application No. 51445  
(Filed October 27, 1969)

FINAL ORDER

By Decision No. 76761, dated February 10, 1970, the State of California Department of Public Works was authorized to construct two crossings at separated grades of Interstate Route 5 and one crossing at separated grades and to widen the existing crossing at grade of State Route 20 over the tracks of Southern Pacific Transportation Company in the City of Williams, County of Colusa. An agreement had been entered into between the parties relative to construction expense, but the parties were not in agreement as to the apportionment of maintenance expense of the automatic protection to be installed. As a result the Commission indicated that it would apportion the cost of maintenance of the automatic protection by further order.

On February 27, 1970, Southern Pacific Transportation Company filed a petition for rehearing, which was granted by Decision No. 76985, dated March 24, 1970, and was consolidated with

Application No. 51457 for the purpose of public hearing by Decision No. 77418, dated June 30, 1970.

By letters dated March 2 and 10, 1971, Southern Pacific Transportation Company and State of California, Department of Public Works, respectively, indicated a willingness to accept and consent to an order apportioning the cost of maintenance of automatic protection at the crossing on the basis of 50 percent to the State of California, Department of Public Works, and 50 percent to Southern Pacific Transportation Company.

Therefore, IT IS ORDERED that:

1. The cost of maintaining automatic protection at the crossing covered by Decision No. 76761 shall be apportioned 50 percent to the State of California, Department of Public Works, and 50 percent to Southern Pacific Transportation Company.

2. Decision No. 76985 granting rehearing in this matter is hereby vacated and the Petition for Rehearing of Southern Pacific Transportation Company is hereby dismissed.

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

Dated at San Francisco, California, this 20<sup>th</sup> day of APRIL, 1971.

William Lysons, Jr. Chairman  
[Signature]  
Vernon L. Sturgeon  
[Signature] Commissioners

Commissioner J. P. Vukasin, Jr., being necessarily absent, did not participate in the disposition of this proceeding.