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Decision No. 78969

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the County of Shasta,)
for an order authorizing the con-)
struction of grade separation)
structure and the elimination of)
crossing at grade by erection of)
structure at Southern Pacific)
Milepost C-264.1, in conjunction)
with the reconstruction of County)
Road No. 4G144, Ashby Road.)

Application No. 52733
(Filed July 7, 1971)

O R D E R

The County of Shasta is hereby authorized to construct a crossing at separated grades of Ashby Road over the track of Southern Pacific Transportation Company, in Shasta County, at the location and substantially as shown by plans (Exhibit B) attached to the application, to be identified as Crossing No. C-264.3-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 said agreement, together with plans of said crossing approved by Southern Pacific Transportation Company, shall be filed with the Commission prior to commencing construction. Should the parties fail to agree, the Commission will apportion the cost of construction and maintenance by further order.

Grade separation for Ashby Road has been established as Priority No. 16 by Decision No. 78134 in Case No. 9095, pursuant to Statutes 1957, Chapter 2091, amended Statutes 1959, Chapter 1763.

Clearances shall be in accordance with General Order No. 26-D, except that during the period of construction a clearance of not less than 21'0" above top of rail is authorized and Southern Pacific Transportation 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 Southern Pacific Transportation Company at least 15 but not more than 30 days in advance of the date when the temporarily impaired clearance will be created.

Walkway areas adjacent to Southern Pacific Transportation Company's track shall be maintained free of obstructions and shall promptly be restored to their original condition in the event of damage during construction.

Upon completion of the new grade separation structure over the track of the Southern Pacific Transportation Company, the existing grade crossing of Ashby Road (Crossing No. C-264.1) shall be abandoned and removed.

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 three years unless time be extended or if conditions are not complied with. The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 27th day of JULY, 1971.

(1) William L. ... Chairman
[Signature]
[Signature]

Commissioners

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

Commissioner D. W. Holmes, being necessarily absent, did not participate in the disposition of this proceeding.