

Decision No. 12224

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of the Board of Supervisors of)
the County of Stanislaus, State of)
California, for a crossing over the)
Southern Pacific Railroad Company's)
right-of-way at El Reposa near)
Valley Home, California.)

Application No. 9857

ORIGINAL

BY THE COMMISSION:

O R D E R

Board of Supervisors of the County of Stanislaus, State of California, having filed the above entitled application with this Commission on the 5th day of March, 1924, asking for authority to construct a public road at grade across the tracks of Southern Pacific Company in said County, as hereinafter set forth. Said Southern Pacific Company has signified by letter that it has no objection to the construction of said crossing at grade, and it appears to this Commission that the present proceeding is not one in which a public hearing is necessary; that it is neither reasonable nor practicable at this time to provide a grade separation or to avoid a grade crossing at points mentioned in this application with said track, and that this Application should be granted, subject to the conditions hereinafter specified,

THEREFORE, IT IS HEREBY ORDERED, that permission and authority be and it is hereby granted to the Board of Supervisors of the County of Stanislaus, State of California, to construct an unnamed County road at El Reposa, one and one-half miles southeast of Valley Home, at grade across the track of Southern Pacific, the

center line of which is described as follows:

Beginning at a point in westerly line of Southern Pacific Company's right of way, which point bears N 17° 26' E, 704.62 feet from the quarter section corner common to Section 29 and 32-T.1 S, R.10 E. M.D.B. & M., thence N. 47° 28' E, 100 feet to the easterly line of Southern Pacific Company's right of way.

All of the above as shown by the map attached to the application, said crossing to be constructed subject to the following conditions, namely:

(1) The entire expense of constructing the crossing shall be borne by applicant. The cost of its maintenance up to lines two (2) feet outside of the outside rails shall be borne by applicant. The maintenance of that portion of the crossings between lines two (2) feet outside of the outside rails shall be borne by Southern Pacific Company.

(2) The crossing shall be constructed of a width not less than twenty-four (24) feet and at an angle of ninety (90) degrees to the railroad and with grades of approach not greater than five and one-half per cent; shall be protected by a suitable crossing sign and shall in every way be made safe for the passage thereon of vehicles and other road traffic.

(3) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing.

(4) If said crossing shall not have been installed within one year from the date of this order, the authorization herein granted shall then lapse and become void, unless further time is granted by subsequent order.

(5) The Commission reserves the right to make such further orders relative to the location, construction, operation, mainte-

nance and protection of said crossing as to it may seem right and proper and to revoke its permission if, in its judgment, the public convenience and necessity demand such action.

This order shall become effective three (3) days from the making thereof.

Dated at San Francisco, California, this 25th day of ~~March~~ April, 1924.

CC Seaver
H. B. Brundage
Irving Matson

Commissioners.