

Decision No. 13 611

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of application of)
SOUTHERN PACIFIC COMPANY for an)
order authorizing the construction)
at grade of a railroad across State)
Highway in the vicinity of Soda)
Springs, County of Nevada, State)
of California.)

Application No. 10067.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 13th day of May, 1924, asking for authority to construct a railroad track at grade across State Highway in the vicinity of Soda Springs, County of Nevada, State of California, as hereinafter set forth. The necessary franchise or permit has been granted by the California Highway Commission for 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 separated grade crossing at the point mentioned in this application, or to avoid a grade crossing with said State Highway, 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 Southern Pacific Company to construct a railroad track at grade across State Highway in the vicinity of Soda Springs, County of Nevada, State of California, as follows:

COMMENCING at a point on the southwesterly boundary line of the Highway running in a general easterly direction through Section 22, Township 17 North, Range 14 East, Mount Diablo Base and Meridian; thence on a

curve to the right with varying radii and crossing the center line of said road at Engineer Station "L" 5416+25.0 on the proposed second main track, which point of intersection is distant approximately 2790 feet South 23° 15' West from the Northeast corner of said Section 22, to a point on the Northeasterly boundary line of said road.

All of the above as shown by the map (Drawing No. 18401) attached to the application; said crossing to be constructed subject to the following conditions, viz:-

(1) The entire expense of constructing the crossing, together with the cost of its maintenance thereafter in good and first-class condition for the safe and convenient use of the public, shall be borne by applicant.

(2) Said crossing shall be constructed of a width and type of construction to conform to that portion of said State Highway, now graded, with the top of rails flush with the pavement, and with grades of approach not exceeding six (6) per cent; shall be protected by a suitable crossing sign, and shall in every way be made safe for the passage thereover of vehicles and other road traffic.

(3) An automatic flagman shall be installed and maintained at the sole cost of the applicant for the protection of said crossing. Said automatic flagman shall be of a type and installed in accordance with plans or data approved by the Commission.

(4) A human flagman shall be maintained during the daylight hours from July 1 to October 15th. The cost of maintaining said human flagman shall be borne by applicant.

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

(6) 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.

(7) The Commission reserves the right to make such further orders relative to the location, construction, operation, maintenance 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 after the making thereof.

Dated at San Francisco, California, this 28th day of May, 1924.

C. H. Seavey
H. B. ...
E. ...
Commissioners