

Decision No. 14007

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
the COUNTY OF SAN BERNARDINO for per-)
mission to construct a crossing at)
grade over the Atchison, Topeka and) Application No. 10308.
Santa Fe Railway, near Hicks, San)
Bernardino County, California.)

BY THE COMMISSION:

ORIGINAL

O R D E R

The Board of Supervisors of the County of San Bernardino, State of California, having filed the above entitled application with this Commission on the 23rd day of July, 1924, asking for authority to construct a public road at grade across the tracks of The Atchison, Topeka and Santa Fe Railway Company in said County, as hereinafter set forth. Said Atchison, Topeka and Santa Fe Railway 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 separated grade crossing at the point mentioned in this Application or to avoid a grade crossing with said tracks, 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 San Bernardino, State of California, to construct a public road at grade across the tracks of The Atchison, Topeka and Santa Fe Railway Company, as follows:

Commencing at the intersection of the north line of Section 34, T. 9 N. R. 3 W. S.B.B. & M, with the center line of the Atchison, Topeka & Santa Fe Railway main line at Engineers' original station 2410 plus 64; thence south 39 degrees 45 minutes west, 207 feet, to a point in the center line of the Atchison, Topeka & Santa Fe Railway track at original station 2408 plus 57, identical with Engineers' more recent station 552 plus 06.88; thence north 55 degrees 15 minutes west, 100 feet, to the north right-of-way line of said Railway for the point of beginning; thence westerly along said north right-of-way line twenty (20) feet; thence south 55 degrees 15 minutes east, 200 feet, to the south right-of-way line of said Railway; thence easterly along said south right-of-way line forty (40) feet; thence north 55 degrees 15 minutes west, 200 feet, to the northerly right-of-way line of said Railway; thence westerly twenty (20) feet along said northerly right-of-way line of said Railway to the point of beginning.

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 The Atchison, Topeka and Santa Fe Railway 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 three (3) 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, 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 ten (10) days from the making thereof.

DATED at San Francisco, California, this 5th day of September, 1924.

H. B. Grundige

Irving Martin

Robert Shore

J. T. Whitting
Commissioners.