

Decision No. 14218

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of Application of)
J. P. FLYNN, City Engineer, Acting)
under instructions from the Board)
of Trustees of the City of Perris,)
County of Riverside, State of)
California. REQUEST FOR CROSSING)
AT GRADE, over the tracks of)
A. T. & S.F. RAILWAY.)

Application No. 10360.

BY THE COMMISSION:

ORIGINAL

O R D E R

City of Perris, County of Riverside, State of California,
through its City Engineer, filed the above entitled application
with this Commission on the 6th day of August, 1924, asking for
authority to construct a public street at grade across the tracks
of The Atchison, Topeka and Santa Fe Railway in said City, as here-
inafter set forth. Said Atchison, Topeka and Santa Fe Railway has
signified by letter that it has no objection to construction of said
crossings 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
grade separations or to avoid grade crossings with said tracks at
the points mentioned in this Application, 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 Trustees of
the City of Perris, County of Riverside, State of California, to
construct "D" Street at grade across the tracks of The Atchison,
Topeka and Santa Fe Railway, as shown by the map attached to the

application, said crossings to be constructed subject to the following conditions, namely:-

(1) The entire expense of constructing the crossings shall be borne by applicant. The cost of their 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 crossings shall be constructed of a width not less than twenty-four (24) feet and at an angle to the railroad as shown on the map attached to the application, and with grades of approach not greater than three (3) per cent; shall be protected by suitable crossing signs and shall in every way be made safe for the passage thereon of vehicles and other road traffic.

(3) The two existing public crossings over the San Jacinto Branch of The Atchison, Topeka and Santa Fe Railway located approximately one hundred and eighty feet and approximately three hundred and eighty feet northwesterly from the intersection of "D" Street with said San Jacinto Branch and the existing public crossing across the southerly leg of Wye, located approximately four hundred feet southwesterly from the intersection of "D" Street with said southerly leg of Wye shall be abandoned and effectively closed to public use and travel.

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

(5) If said crossings 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.

(6) The Commission reserves the right to make such further

orders relative to the location, construction, operation, maintenance and protection of said crossings 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 one (1) day from the making thereof.

Dated at San Francisco, California, this 29th day of October, 1924.

Oliver S. Sweeney
H. B. Brundage
Dwight Martin

Commissioners.