

Decision No. 14480

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
The Board of Supervisors, of Sacramento )  
County, Howard K. Johnson, Chairman of )  
said Board of Supervisors, for an Order )  
authorizing the opening of a grade crossing ) Application No. 10757.  
over the Placerville Branch of the Southern )  
Pacific Railroad, midway between crossings )  
Nos. 23 and 24, as recommended in the )  
Railroad Commission's Report No. 752. )

BY THE COMMISSION:

O P I N I O N

ORIGINAL

This is an application filed with this Commission by the Board of Supervisors of Sacramento County, State of California on the Twentieth day of January, 1925, in which authority is asked to open a crossing at grade across the tracks of the Placerville Branch of the Southern Pacific Company midway between crossings numbered 23 and 24 of Grade Crossing Report No. 752 of the Engineering Department of this Commission and to close said crossings numbered 23 and 24 as recommended in said report. The Southern Pacific Company has indicated in correspondence furnished the Commission on April 21, 1924, by its General Manager that it is anxious to have closed the two crossings above mentioned, and to have opened in lieu thereof a single crossing midway between them. Copies of this correspondence are on file in the Engineering Department of the Commission under Grade Crossing Report Number 752.

It appears to the Commission that this proceeding is not one in which a public hearing is necessary; that it is neither reasonable nor practicable at this time to provide a separation of grades at the point selected for the new crossing; that it is desirable to close the two crossings designated as Crossings numbered

23 and 24 as recommended by its Engineering Department in Grade Crossing Report Numbered 752, for the reason that the hazard to the public and the cost of maintenance of crossings are both thereby reduced. The application should be granted.

In carrying out the application of the County of Sacramento in this proceeding, benefits will accrue to both the railroad company and to the public. It seems reasonable, therefore, to divide the cost of making the proposed changes between the two interested parties as hereinafter specified.

### O R D E R

IT IS HEREBY ORDERED, that permission and authority be and it is hereby granted to the Board of Supervisors of the County of Sacramento, State of California, to construct a crossing at grade across the tracks of the Placerville Branch of the Southern Pacific Company east of Perkins and approximately midway between crossings known as crossings numbered 23 and 24 in Railroad Commission's Engineering Department Crossing Report No. 752, and as shown by the map (Sacramento Division, Drawing U-643-a, Drawer 19) filed with the application, said crossing to be constructed subject to the following conditions, namely:

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

(2) The crossing shall be constructed of a width not less than twenty-six (26) feet and at an angle of approximately eighty (80) degrees to the railroad and with grades of approach not greater than four (4) 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.

IT IS HEREBY FURTHER ORDERED that crossings numbered 23 and 24 of Commission's Engineering Department Grade Crossing Report No. 752, distant respectively approximately 385 feet easterly and 255 feet westerly of the proposed crossing, shall be legally abandoned by the County of Sacramento and physically closed to public travel upon completion of the crossing herein granted.

IT IS HEREBY FURTHER ORDERED that 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 three (3) days from the making thereof.

Dated at San Francisco, California, this 27<sup>th</sup> day of January, 1925.

W. B. Brundage  
C. L. Sherrill  
Egerton Shore  
George D. Squires  
Ernest Cold  
Commissioners.