

Decision No. 14976

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of the County of Riverside for the Installation of a Grade Crossing over the Main Tracks of the Southern Pacific Railway Company, a corporation, at a point arrived at as follows: beginning at a point on the North line of Section 26, Township 6 South, Range 8 East, S.B.B. & M., that is distant South 89, 42'10" East, (erroneously given as South 89, 41'10" East in application), 725 feet from the point where the North line of said Section intersects the center line of the right-of-way of the said railroad; thence South 22- 50'5" East, 573.21 feet to a point on the Easterly right-of-way of the line of the said railroad, said last mentioned point being the point of beginning, for said crossing, said point of beginning being 100 feet at right angles from the center line of said railroad; thence 200 feet South and West at right angles to the center line of the right-of-way of the said railroad; thence North and West 60 feet or parallel with the center line of the right-of-way of the said railroad; thence 200 feet North and East and at right angles to the center line of the right-of-way of the said railroad; thence 60 feet to the point of beginning.

ORIGINAL

Application No. 10964.

BY THE COMMISSION:

ORDER

The County of Riverside, State of California, filed the above entitled application with this Commission on the 31st day of March, 1925, 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, providing that a nearby crossing be closed. 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 with said tracks at the point 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 County of Riverside, State of California, to construct a public road at grade across the tracks of Southern Pacific Company as follows:

Beginning at a point on the North line of Section 26, Township 6 South, Range 8 East, S. B. B. & M., that is distant South 89°, 42'10" East (erroneously given as South 89° 41'10" East in application), 725 feet from the point where the North line of said Section intersects the center line of the right-of-way of the said railroad; thence South 22- 50'5" East, 573.21 feet to a point on the Easterly right-of-way of the line of the said railroad, said last mentioned point being the point of beginning, for said crossing, said point of beginning being 100 feet at right angles from the center line of said railroad; thence 200 feet South and West at right angles to the center line of the right-of-way of the said railroad; thence North and West 60 feet or parallel with the center line of the right-of-way of the said railroad; thence 200 feet North and East and at right angles to the center line of the right-of-way of the said railroad; thence 60 feet to the point of beginning.

and as shown by the map, showing proposed change in grade crossing at Bells Crossing, attached to the application, said crossing to be constructed subject to the following conditions, namely:

(1) The entire expense of constructing the crossing and of closing the existing crossing 725 feet northwesterly thereof, shall be borne by applicant. The cost of maintenance of the new crossing up to lines two (2) feet outside of the outside rails shall be borne by applicant. The maintenance of that portion of the crossing 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 two (2) 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) Applicant shall remove or cause to have removed all trees, shrubs, and other forms of vegetation, so that a clear view of the said track may be had for a distance of not less than five hundred feet (500) in either direction from the proposed crossing, from a point on the proposed highway located 300 feet easterly from the track.

(4) The existing public crossing on the section line between sections 23 and 26, distant 725 feet, more or less, northwesterly from the crossing herein granted, shall be legally abandoned and effectively closed to public use and travel.

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

The authority herein granted shall become effective
on the date hereof.

Dated at San Francisco, California, this 27th day
of May, 1925.

H. B. Brundage
C. C. Lacey
Eugene S. Shaw

Emmerson
Commissioners.