

Decision No. 12772

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 proposed westbound main track across State Highway in the vicinity of Crystal Lake Station, County of Nevada, State of California.)

Application No. 11212.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above-entitled application with this Commission on the 9th day of July, 1925, asking for authority to construct its westbound main track at grade across State Highway in the vicinity of Crystal Lake Station, County of Nevada, State of California, as hereinafter set forth. An agreement, executed on May 23rd, 1925, between applicant and California Highway Commission, provides 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 grade separation, or to avoid a grade crossing at the point mentioned in this application 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 its westbound main track at grade across State Highway, in the vicinity of Crystal Lake Station, County of Nevada, State of California, as follows:

Commencing at a point on the Northwesterly boundary line of the Highway running in a general northeasterly direction through the Southeast quarter of Section 24, Township 17 North, Range 12 East, MDS & M; thence Southeasterly on a curve to the left with varying radii and crossing the center line of said road at Engineer Station "W" 4769 plus 92.4 on the proposed second main track, which point of intersection is distant approximately South 29 degrees 00' West 1100 feet from the East quarter corner of said Section 24, to a point on the Southeasterly boundary line of said road.

and as shown by the map (19180) 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 tops of rails flush with the pavement, and with grades of approach not exceeding seven (7) 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) Two automatic flagmen shall be installed and maintained by applicant for the protection of said crossing in place of the two existing "Darrow" locomotive bells. Said automatic flagmen shall be installed one on each side of the railroad and 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 May 1st to October 31st of each year. 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.

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

Dated at San Francisco, California, this 13th day of July, 1925.

Charles

George D. Squires

Edward

Commissioners.