

Decision No. 18291

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
the Board of Supervisors of the
County of Stanislaus, State of
California, for a Crossing over the
Oakdale Branch of the Atchison, Topeka
and Santa Fe Railway Company's
right-of-way about one-fourth mile
east of Riverbank, California.

Application No. 11439.

BY THE COMMISSION:

O R D E R

ORIGINAL

Board of Supervisors of the County of Stanislaus,
State of California, filed the above entitled application with
this Commission on the 17th day of July, 1925, 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. The Atchison, Topeka and Santa Fe Railway
Company 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 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 Board of Supervisors, County of
Stanislaus, State of California, to construct public road at grade

across the tracks of The Atchison, Topeka and Santa Fe Railway Company as follows:

A strip of land forty feet in width extending across the right of way of The Atchison, Topeka and Santa Fe Railway Company (Oakdale Branch) and lying twenty feet on each side of the easterly line of Section 25, Township 2, south Range 9 East Mt. Diablo Base and Meridian.

and as shown by the map (Road Crossing Oakdale and Western Railroad one-quarter mile east of Riverbank) 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 maintenance of said 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 The Atchison, Topeka and Santa Fe Railway Company. No portion of the cost herein assessed to applicant for the construction or maintenance of said crossing shall be assessed by applicant, in any manner whatsoever, to the operative property of 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 five per cent; shall be constructed substantially in accordance with Standard No. 2-A or 2-B as specified in General Order No. 72 of this Commission; 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.

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

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

Oliver A. Leavitt

George D. Spence

Leon O. Whitell
Commissioners.