

Decision No. 15292

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 main branch line (known as Extension of the Lodi Branch) across three County roads, between Valley Springs and North Fork, County of Calaveras, State of California.

Application No. 11,444

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above-entitled application with this Commission on the 17th day of July, 1925, asking for authority to construct a main branch line track at grade across three county roads in the vicinity of Valley Springs, County of Calaveras, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 164) has been granted by the Board of Supervisors of said County for the construction of said crossings at grade. 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 at the points mentioned in this application with said county roads 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 a

main branch line track at grade across three county roads, in the vicinity of Valley Springs, County of Calaveras, State of California, as follows:

Commencing at a point on the Southwesterly boundary line of the County road running in a general Southeasterly direction from California and Laurel Streets in the Town of Valley Spring; thence North $36^{\circ} 51'$ East crossing the center line of said County road at Engineer's Station "L" 8 plus 37.0 to a point on the Northeasterly boundary line of said road.

Commencing at a point on the Southwesterly boundary line of the County road running in a Northerly and Southerly direction through the center of Section 19, Township 4 North, Range 11 East, M.D.M.; thence North $83^{\circ} 32'$ East crossing the center line of said County Road at Engineer's Station "K" 155 plus 50 to the Easterly boundary line of said road.

Commencing at a point on the Northwesterly boundary line of the County road running in a general Easterly and Westerly direction through the South one-half of Section 14, Township 4 North, Range 11 East, M.D.M.; thence Southeasterly on a $14^{\circ} 00'$ curve to the right, crossing the center line of proposed County road change at Engineer's Station "X" 159 plus 42.0 to the Southeasterly boundary line of said road.

and as shown by the map (No. 19200) attached to the application; said crossings to be constructed subject to the following conditions, viz:-

(1) The entire expense of constructing the crossings together with the cost of their maintenance thereafter in good and first-class condition for the safe and convenient use of the public, shall be borne by applicant.

(2) Said crossings shall be constructed of a width and type of construction to conform to those portions of said roads now graded, with the tops of rails flush with the pavement, and with grades of approach not exceeding six (6) per cent at the first and second crossings described above and not exceeding fifteen (15) per cent at the last described above; shall be protected by suitable crossing signs, and shall in every way be made safe for the passage thereover

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 crossings.

(4) 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.

(5) 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.

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

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

P. L. Sawyer

George D. Jones

Leon A. Hall
Commissioners.