

ORIGINAL

Decision No. 16437.

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 two side tracks across County Road, in the vicinity of Logan, County of San Benito, State of California.

Application No. 12,632.

BY THE COMMISSION:

ORDER

Southern Pacific Company, a corporation, filed the above-entitled application with this Commission on the 15th day of March, 1926, asking for authority to construct two side tracks at grade across a county road in the vicinity of Logan Station, County of San Benito, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution dated December 7th, 1925) 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 road 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 two tracks at grade across a county road in the vicinity of Logan Station, County of San Benito, State of California, as follows:

#1. Beginning at a point in northerly line of existing County Road running from Pajaro westerly to Logan, said point being 13 feet measuring at right angles easterly from the existing main track of the Southern Pacific Railroad; thence southerly and parallel to main track of the Southern Pacific Company, a distance of 60 feet.

#2. Beginning at a point in northerly line of existing County Road running from Pajaro westerly to Logan; said point being 26 feet measuring at right angles easterly from existing main track of the Southern Pacific Railroad; thence southerly and parallel to main track of the Southern Pacific Company, a distance of 60 feet,

and as shown by the map (Coast Division Drawing 20209) attached to the application; said crossings to be constructed subject to the following conditions, namely:

(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 substantially in accordance with Standard No. 2, in General Order No. 72 of this Commission and shall be constructed without superelevation and of a width to conform to that portion of said road now graded, with the tops of rails at same elevation as main line rails and flush with the roadway, and with grades of approach not exceeding one (1) 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, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the instal-

lation 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 9th day of

April, 1926.

H. B. Wendig

C. L. Severy

Ernest A. ...

Commissioners.