

Decision No. 16584.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of
the BOARD OF SUPERVISORS of the
County of San Mateo, State of Cali-
fornia, for permission to install
a crossing on a public highway.

Application No. 12,668.

BY THE COMMISSION:

O R D E R

Board of Supervisors of the County of San Mateo, State of California, filed the above entitled application with this Commission on the 24th day of March, 1926, asking for authority to construct a public road at grade, across the track 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, 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 track 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 of the County of San Mateo, State of California, to construct a public road, at

grade, across the track of Southern Pacific Company as follows:

BEGINNING at a point on the northerly line of the right of way of the Southern Pacific Railway Company Dumbarton Cut-off, said point being distant South 89 degrees, 08 minutes, 45 seconds West, 746.85 feet (along the northeasterly line of the Pulgas Rancho) and South 53 degrees 23 minutes West 585.24 feet, from a 4 x 4 stake marked P M C "12";

Running thence from said point of beginning South 39 degrees 47 minutes, 15 seconds West 79.32 feet; thence South 22 degrees, 23 minutes, 45 seconds West, 161.93 feet to the intersection of the easterly line of Willow Road and the southerly line of the right of way of the Southern Pacific Railway Company Dumbarton Cut-off; thence along said southerly right of way line South 84 degrees, 58 minutes, 15 seconds West 67.41 feet to the westerly line of Willow Road; thence North 22 degrees, 23 minutes, 45 seconds East, 225.33 feet to the northerly line of the right of way of the Southern Pacific Railway Company Dumbarton Cut-off; thence along said northerly right of way line North 84 degrees, 58 minutes, 15 seconds East, 94.13 feet to the point of beginning.

Containing 0.344 acres, and being a portion of the Pulgas Rancho;

and as shown by the map (Exhibit No. 5) 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 Southern Pacific 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 Southern Pacific Company.

(2) The crossing shall be constructed of a width not less than twenty-four (24) feet and at an angle of approximately sixty-three (63) degrees to the railroad and with grades of approach

not greater than one per cent; shall be constructed substantially in accordance with Standard No. 3 as specified in General Order No. 72 of this Commission; shall be protected by suitable crossing signs and shall in every way be made safe for the passage thereon of vehicles and other road traffic.

(3) An automatic flagman shall be installed for the protection of said crossing at the sole expense of applicant, said automatic flagman to be of a type and installed in accordance with plans or data approved by the Commission. The maintenance of said flagman shall be borne by Southern Pacific Company.

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

(5) 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.

(6) 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 lapse and become void and the crossing closed to public use and travel if and when the "Bay Shore Highway" is constructed and opened to travel across the railroad in the vicinity of the crossing above authorized, if, in the judgment of this Commission, the location of said Bay-shore Highway crossing is such that the public convenience and

necessity can be reasonably served by the crossing of said Bay-shore Highway.

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

Dated at San Francisco, California, this 26th day of April, 1926.

H. P. Brown

C. C. Seaver

Leon White

Commissioners.

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