

Decision No. 17295

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of }  
County of Contra Costa, State of }  
California, for an undergrade cross- }  
ing under the tracks of The Atchison }  
Topeka and Santa Fe Railway Company, }  
East of Pittsburg. }

**ORIGINAL**

Application No. 12910.

BY THE COMMISSION:           

O R D E R

County of Contra Costa filed the above entitled application with this Commission on the 3rd day of June, 1926, asking for authority to construct a public highway at grade under the tracks of The Atchison, Topeka and Santa Fe Railway Company, as hereinafter set forth. Said Atchison, Topeka and Santa Fe Railway Company has signified by letter that it has no objection to the construction of said undergrade crossing and it appears to this Commission that the present proceeding is not one in which a public hearing is necessary; that it is in the interest of public convenience and necessity that the subway be constructed; that agreement with regard to division of cost of constructing said undergrade crossing is now being negotiated; and that this application should be granted, subject to the conditions hereinafter specified, therefore

IT IS HEREBY ORDERED that the County of Contra Costa and The Atchison, Topeka and Santa Fe Railway Company be and they are hereby authorized and directed to construct an undergrade crossing

under the tracks of The Atchison, Topeka and Santa Fe Railway Company East of Pittsburg, substantially in accordance with the plan, dated May 17th, 1926, attached to the application; said crossing to be constructed at the point where Harbor Street crosses the track and right-of-way of The Atchison, Topeka and Santa Fe Railway Company in Contra Costa County, East of Pittsburg; said crossing to be constructed subject to the following conditions, namely:

(1) Said crossing shall be constructed with clearances conforming to provisions of the Commission's General Order No. 26-a.

(2) County of Contra Costa shall, within ninety (90) days from the date hereof, file with this Commission a certified copy of the agreement between the interested parties relative to division of cost of construction and maintenance of said crossing. Said agreement shall be subject to the approval of this Commission.

(3) The center pier of said undergrade crossing shall be protected by the installation of one or more suitable automobile headlight reflecting devices, installed at a height not greater than six (6) feet above the surface of the roadway at each end of the center row of piles. Said headlight reflecting devices shall be mounted on a board painted with diagonal black and white stripes, the board to be approximately twenty inches wide and twelve feet high.

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

(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 become effective on the date hereof.

*August*  
~~June~~, 1926. Dated at San Francisco, California, this 30<sup>th</sup> day of

*H. H. Brandige*

*C. L. Seamy*

*Thos. S. Ruttis*

Commissioners.

