

Decision No. 17851.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of Pacific Electric Railway Company, a corporation, for permission to construct a standard gauge connecting railroad track across Third Street in the City of San Bernardino, County of San Bernardino, California.

Application No. 13,036.

BY THE COMMISSION:

ORDER

Pacific Electric Railway Company, a corporation, filed the above-entitled application with this Commission on the 19th day of July, 1926, asking for authority to construct a connecting track at grade across a portion of Third Street near "B" Street, in the City of San Bernardino, County of San Bernardino, state of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 1310) has been granted by the City Council of said City of San Bernardino for the construction of said crossing 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 a grade separation or to avoid a grade crossing at the point mentioned in this application with said Third Street 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 Pacific Electric Railway Company to construct a connecting track at grade across a portion of Third Street near "B" Street in the City of San Bernardino, County of San Bernardino, State of California, at the location hereinafter particularly described and as shown by the map (C.E.H. 9591) attached to the application.

#### DESCRIPTION OF CROSSING.

Beginning at a point in the present constructed track of the Pacific Electric Railway on Third Street, distant easterly thereon 221.14 feet from the prolonged east line of B Street; thence westerly along a curve tangent to said constructed track at said point of beginning, concave to the south and having a radius of 150 feet, a distance of 21.38 feet to the end of said curve; thence southwesterly, tangent to said curve at the end thereof, 28.28 feet to the beginning of a tangent curve concave to the southeast and having a radius of 286.84 feet; thence southwesterly along last mentioned curve, 83.86 feet to the end of said curve; thence southwesterly, tangent to said curve at the end thereof, 6.46 feet to a point in the south line of Third Street, distant easterly thereon 85.81 feet from the east line of B Street.

Said crossing to be constructed subject to the following conditions, namely:

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

(2) Said crossing shall be constructed equal or superior to type shown as 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 Third Street now graded, with the tops of rails flush with the roadway, and with grades of approach not exceeding two (2) 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 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 6<sup>th</sup> day of

January, 1927.

H. B. ...  
C. S. ...  
Edward ...  
Leon ...  
Thos. ...

Commissioners.