

Decision No. 17966

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

<p>In the Matter of Application of the County of San Diego, for per- mission to construct grade cross- ing on Golden Avenue across the right-of-way and track over the Lakeside Branch of the San Diego &amp; Arizona Railway Company.</p>	)
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ORIGINAL

Application No. 13331.

BY THE COMMISSION:

O R D E R

The Board of Supervisors of the County of San Diego, State of California, filed the above entitled application with this Commission on the 22nd day of November, 1926, asking for authority to construct a public street known as Golden Avenue at grade across the tracks of the San Diego and Arizona Railway in the County of San Diego, as hereinafter set forth. Said San Diego and Arizona Railway 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 tracks 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 Diego, State of California, to construct Golden Avenue at grade across the tracks of the San Diego and Arizona Railway at the location hereinafter particularly described and as shown by the map

(Exhibit "A") attached to the application.

Description of Crossing

Beginning at the intersection of the Easterly production of the center line of that certain street lying between Blocks A and B of Subdivision No. 2, according to Map thereof No. 686, filed in the office of the County Recorder of San Diego County, California, with the Westerly line of the right of way of the San Diego & Arizona Railway Company; thence Southerly along said Westerly line, a distance of 19.87 feet to a point; thence curving Northerly and Easterly, tangent to the Westerly line of said right of way, with a radius of 20 feet through an angle of  $86^{\circ} 41'$ , a distance of 30.26 feet to a point; thence Easterly, tangent to said curve, a distance of 59.11 feet to a point; thence curving to the right, with a radius of 20 feet, thru an angle of  $93^{\circ} 19'$ , a distance of 32.57 feet to a point on the Easterly line of said right of way; thence Northerly along said Easterly line, a distance of 101.16 feet to a point; thence curving Southerly and Westerly, tangent to said Easterly line, with a radius of 20 feet, through an angle of  $86^{\circ} 41'$ , a distance of 30.26 feet to a point; thence Westerly, tangent to the last named curve, a distance of 59.11 feet to a point; thence along a tangent curve to the right with a radius of 20 feet, through an angle of  $93^{\circ} 19'$ , a distance of 32.57 feet to a point on the Westerly line of said right of way; thence Southerly along said Westerly line, a distance of 81.29 feet to the point of beginning.

The above crossing shall be identified as Crossing No. 36-D-9.0. ✓

Said crossing shall be constructed subject to the following conditions and not otherwise:

(1) The entire expense of constructing the crossing shall be borne by applicant. The cost of maintenance of that portion 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 the San Diego and Arizona Railway 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 the San Diego and Arizona Railway Company.

(2) The crossing shall be constructed of a width of approximately sixty (60) feet and at an angle of about ninety (90) degrees to the railroad and with grades of approach not greater than four (4) per cent; shall be constructed substantially in accordance with Standard No. 3-A, as specified in General Order No. 72 of this Commission; shall be protected by two suitable crossing signs and shall in every way be made safe for the passage thereon 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 7<sup>th</sup> day of February, 1927.

*E. J. [Signature]*  
*H. B. [Signature]*  
*A. [Signature]*  
*L. [Signature]*  
*J. [Signature]*

Commissioners.