

ORIGINAL

Decision No. 18057.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of Application  
of the COUNTY OF SAN DIEGO  
for permission to construct  
grade crossing between La  
Corta and Ramon Streets  
across the Lakeside Branch  
of the San Diego & Arizona  
Railway Company.

Application No. 13467.

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 13th day of January, 1927, asking for authority to construct a public street between La Corta and Ramon Streets at grade across the tracks of San Diego and Arizona Railway Company, in said County of San Diego as hereinafter set forth. Said San Diego and Arizona Railway 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 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 a street between La Corta and Ramon Streets at grade across the tracks of San Diego and Arizona Railway Company at the location hereinafter particularly described and as shown by the map (Exhibit A), attached to the application.

#### Description of Crossing

All that portion of the Right-of-way of the San Diego & Arizona Railway Company, lying Southeasterly from Block 3 of San Altos Unit No. 1, according to Map thereof No. 1967 filed in the office of the County Clerk of San Diego County, California, more particularly described and bounded as follows:

Beginning at the intersection of the Northwesterly line of said Right-of-way with the Southeasterly production of the Southwesterly line of Lot 21, Block 3 of said San Altos Unit No. 1; thence Northeasterly along the Northwesterly line of said Right-of-way a distance of 25 feet to a point; thence Southeasterly at right angles to an intersection with the Southeasterly line of said Right-of-way; thence Southwesterly along said Southeasterly line, a distance of 50 feet to a point; thence at right angles Northwesterly to an intersection with the Northwesterly line of said Right-of-way; thence Northeasterly along said Northwesterly line to the point of beginning.

The above crossing shall be identified as Crossing No. 36D 9.1.

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 San Diego and Arizona Railway Company. No portion of the cost herein assessed to applicant for the construction or maintenance of said crossing

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shall be assessed by applicant, in any manner whatsoever, to the operative property of San Diego and Arizona Railway Company.

(2) The crossing shall be constructed of a width not less than thirty (30) feet and at an angle of 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 as specified in General Order No. 72 of this Commission; shall be protected by a suitable crossing sign and shall in every way be made safe for the passage thereon of vehicles and other road traffic.

(3) The existing publicly used crossing at grade located about Thirty eight hundred (3800) feet south of the crossing herein granted shall be legally abandoned in so far as the County of San Diego has power so to do and shall be effectively closed to public use and travel.

(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 become effective on the date hereof.

Dated at San Francisco, California, this 14<sup>th</sup> day of March, 1927.

Ernest W. Smith  
H. B. Bourdige  
C. Seaver  
Leon White  
Thos. J. Kauter

Commissioners.