

**ORIGINAL**

Decision No. 10022 -

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of application of  
SOUTHERN PACIFIC COMPANY for an or-  
der authorizing the construction at  
grade of a side track across County  
Road designated as Crossing No. B-703.4,  
In the vicinity of Ruthven, County of  
Imperial, State of California.

) Application No. 14156

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above-entitled application with this Commission on the 17th day of October, 1927, asking for authority to construct a side track at grade across a county road in the vicinity of Ruthven, County of Imperial, State of California, as hereinafter set forth. The necessary franchise or permit (dated October 1, 1927) has been granted by the Board of Supervisors of said County 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 County road 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 Southern Pacific Company to construct a side track at grade across a county road in the vicinity of Ruthven, County of Imperial, State of California, at the location hereinafter particularly described and as shown by the map, (L.A. Div'n. Drawing F-9443, Sheet 2 of 2) attached to the application.

DESCRIPTION OF CROSSING.

COMMENCING at a point in the southeasterly line of the County Road across the right of way of Southern Pacific Railroad Company, as described in that certain deed dated July 1, 1914, recorded in Book 90, Page 159 of Imperial County Records, and distant 13 feet at right angles northeasterly from the center line of the Southern Pacific Railroad Company's main line across said County Road; thence continuing northwesterly across said County Road and distant 13 feet northeasterly at right angles from the center line of said main line, a distance of 60 feet to a point in the northwesterly line of said County Road.

The above crossing shall be identified as Crossing No. B-703.4.

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 of a width of not less than twenty (20) feet, with the tops of rails at same elevation as main line rails and flush with the roadway, and with grades of approach not exceeding five (5) per cent, for a distance of thirty-five (35) feet on each side of the tracks; 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) The clump of brush located in the northeast corner of the crossing shall be removed.

(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 7<sup>th</sup> day of November, 1927.

Emmanuel Coto  
C. Seaver  
Leon Whitehall  
Paul D. Kauter  
M. A. Lee  
Commissioners.