

ORIGINAL

Decision No. 19039.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of application of
SOUTHERN PACIFIC COMPANY for an
order authorizing the construction
at grade of a side track across
County Road, in the vicinity of
Gonzales, County of Monterey, State
of California.

Application No. 14139.

BY THE COMMISSION:

ORDER

Southern Pacific Company, a corporation, filed the above-entitled application with this Commission on the 13th day of October, 1927, asking for authority to construct a side track at grade across a county road in the vicinity of Gonzales, County of Monterey, State of California, as hereinafter set forth. The necessary franchise or permit (dated October 3, 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 about one and one-quarter miles north of Gonzales, County of Monterey, State of California, at the location hereinafter particularly described and as shown by the map (Coast Divn. Dwg. 13344, Sheet No. 3) attached to the application.

DESCRIPTION OF CROSSING.

BEGINNING at a point on the northwesterly side of County Road, known as crossing E. 133.9, said point being 13 feet southwesterly from center line of existing main track of Southern Pacific Company; thence southeasterly and parallel to main track crossing County Road to the southeasterly side thereof.

The above crossing shall be identified as Crossing No. E-133.9.

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-four (24) 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 six (6) per cent; shall be protected by suitable crossing signs and shall in every way be made safe for the passage thereover of vehicles and other road traffic.

(3) Applicant shall reconstruct existing crossing of its main line track across this same county road, said crossing

to be reconstructed equal or superior to type shown as Standard No. 2 in General Order No. 72 of this Commission and shall be reconstructed of a width of not less than twenty-four (24) feet, with tops of rail flush with the roadway, and with grades of approach not exceeding six (6) per cent, and shall relocate existing crossing sign in plain view at the southeast corner of crossing.

(4) At such times as cars are standing on the side track; authorized herein, within one hundred (100) feet of either property line of county road, a member of the train crew or other competent employee shall protect the traffic on said county road by acting as a human flagman.

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

(6) If said crossings 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.

(7) The Commission reserves the right to make such further orders relative to the location, construction, operation, maintenance and protection of said crossings 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 12th day of November, 1927.

[Signature]
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Commissioners.