

Decision No. 19058.

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 track across Paseo  
Avenue, in the vicinity of Sunset  
Station, County of Sutter, State  
of California.

**ORIGINAL**

Application No. 13,984.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above-entitled application with this Commission on the 10th day of August, 1927, asking for authority to construct a side track at grade across Paseo Avenue in the vicinity of Sunset Station, County of Sutter, State of California, as hereinafter set forth. The necessary franchise or permit 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 Paseo Avenue 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 Paseo Avenue in the vicinity of Sunset Station, County of Sutter, State of California, at the location hereinafter particularly described and as shown by the map (Sacramento Division Drawing No. S.427-A) attached to the application.

DESCRIPTION OF CROSSING.

Commencing at a point on the south line of the existing county road, known as Paseo Avenue, which crosses railroad company's Roseville Gerber main line at Sunset Station, said point being opposite and at right angles westerly a distance of 13 feet from the center line of the Railroad's main line track at Engineer Station 468+59.7; thence in a northerly direction across the county road parallel and 13 feet distant from the above mentioned main track a distance of 62.4 feet to the northerly line of the county road, said point being opposite and at right angles a distance of 13 feet from Engineer Station 469+22.1.

The above crossing shall be identified as Crossing No. C-149.8.

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 to conform to that portion of said avenue now graded, with the tops of rails at same elevation as main line rails and flush with the roadway, and with grades of approach not exceeding one (1) per cent; shall be protected by a suitable crossing

sign and shall in every way be made safe for the passage there-  
over of vehicles and other road traffic.

(3) At such times as cars are spotted on said side track within one hundred (100) feet of either property line of Paseo Avenue, a member of the train crew or other competent employee shall protect the traffic on said street by acting as a human flagman for all trains, engines, motors or cars operated over said avenue on any track in the immediate vicinity.

(4) Applicant shall, within thirty (30) days there-  
after, 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 30<sup>th</sup> day  
of November, 1927.

\_\_\_\_\_  
*C. S. Sewell*  
\_\_\_\_\_  
*Leon A. Whelan*  
\_\_\_\_\_  
*Thos. J. Powell*  
\_\_\_\_\_  
*W. J. Carr*  
Commissioners.