

ORIGINALDecision No. 19430.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the Application of
 The People of the State of California,
 on relation of the Department of
 Public Works, Division of Highways,
 for an order authorizing the construc-
 tion of a State highway crossing under
 the tracks of the Inter California
 Railroad, leased and operated by the
 Southern Pacific Railroad, near Araz
 Junction, Imperial County, California.

Application No. 14381.

BY THE COMMISSION:

ORDER

The People of the State of California, on relation of the Department of Engineering, Division of Highways, filed the above entitled application with this Commission on the 28th day of January, 1928, asking for authority to construct a state highway crossing, known as Road VIII - Imp-27-B, under the tracks of Southern Pacific Company (Inter-California Railway Company) in the vicinity of Araz Junction, Imperial County, California, as hereinafter set forth. Said Southern Pacific Company has signified by letter that it has no objection to the construction of said undergrade crossing. Applicant states by letter dated January 27, 1928, that Southern Pacific Company and applicant are about to enter into an agreement in which the cost of the structure is to be shared equally between the parties. It appears to this Commission that the present proceeding is not one in which a public hearing is necessary 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 People of the State of California on relation of the Department of Engineering, Division of Highways, to construct a State Highway, identified as Road VIII - Imp-27-B, under the tracks of Southern Pacific Company (Inter-California Railway Company) as shown by the map (Exhibit "A") attached to the application.

The above undergrade crossing shall be identified as Crossing No. BN-762.9-B.

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

(1) Within ninety (90) days from the date of this order applicant shall file with this Commission certified copy, or copies, of agreement, or agreements, covering the entire cost of construction and maintenance of said undergrade crossing. In the event that such an agreement cannot be reached by the interested parties, this Commission shall assess the above mentioned costs by supplemental order.

(2) The crossing shall be constructed of a width not less than twenty-four (24) feet and at an angle of approximately fifty-four (54) degrees to the railroad and with grades of approach not greater than five (5) per cent; and shall be located at Engineer Station 736+03 (Highway Survey). Said undergrade crossing shall be constructed with clearances conforming to the provisions of this Commission's General Order No. 26-C.

(3) Applicant shall, before commencement of construction, file with this Commission a complete set of detail plans

of the proposed grade separation.

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

(5) If said grade separation 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 grade separation 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.

For all other purposes the effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 24 day of March, 1928.

Leon Whitall

Chas. Seaver

Thos. J. Larkin

W. J. Carr
Commissioners.