

ORIGINALDecision No. 19812.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of
 County of Monterey, California, for
 permission to construct a grade
 crossing over tracks of Pajaro
 Valley Consolidated Railroad at Mud
 Flat District near Pajaro, Monterey
 County.

Application No. 14575.

BY THE COMMISSION:

ORDER

The County of Monterey, State of California, filed the above entitled application with this Commission on the 6th day of April, 1928, asking for authority to construct a public road at grade across the tracks of Pajaro Valley Consolidated Railroad, in the vicinity of Pajaro as hereinafter set forth. Said Pajaro Valley Consolidated Railroad 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 Monterey, State of California, to construct a public road at grade across the tracks of Pajaro Valley Consolidated

Railroad at the location hereinafter particularly described and as shown by the map attached to the application.

Description of Crossing.

A part of the Rancho Bolsa de San Cayetano, in Monterey County, State of California, being all that part of the following described strip of land lying within the limits of that certain 146.42 acre tract conveyed by Thos. E. Trafton to G. F. Silliman, by deed dated October 30, 1920, recorded Jan. 26, 1921, in Volume 179 of Deeds, at Page 376, records of Monterey County.

A strip of land 40 feet wide and lying 20 feet on each side of the following described center line, to-wit:

Beginning at a point in the southwesterly line of the said 146.42 acre tract, from which a 4"x4" Post standing at the intersection of said southwesterly line of the 146.42 acre tract with the southeasterly side of the right of way of the Pajaro Valley Consolidated Railroad bears N. 39° 15' W., 125.0 feet distant; thence on a curve to the right (the center of which bears N. 50° 45' E., 150.0 feet distant) for a distance of 189.1 feet; thence N. 33° E., 23.0 feet to Station; thence on a curve to the left (the center of which bears N. 57° W., 150.0 feet distant) for a distance of 147.9 feet; thence N. 23° 30' W., 185.0 feet a little more or less to the middle of the Pajaro River, containing a total of .46 acres of land.

The above crossing shall be identified as Crossing No. 32-23.9.

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 outside of 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 Pajaro Valley Consolidated Railroad. No portion of the cost herein assessed to applicant for the construction or maintenance of said crossing shall be assessed by applicant, in any manner whatsoever, to the operative property of Pajaro Valley Consolidated Railroad.

(2) The crossing shall be constructed of a width not less than twenty (20) feet and at an angle as shown on the map attached to the application and with grades of approach not greater than three (3) per cent; shall be constructed substantially in accordance with Standard No. 2 as specified in General Order No. 72 of this Commission; shall be protected by a Standard No. 1 crossing sign as specified in General Order No. 75 of this Commission and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.

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

(4) 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.

(5) 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 26th day of May, 1928.

Leon Whittall

Ed Seaver

John D. Loretto

M. J. Lora
Commissioners.