

Decision No. 20061

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

ORIGINAL

In the matter of the application of SOUTHERN PACIFIC COMPANY for an order authorizing the construction at grade of team track across Victor Road in the Town of Victor, County of San Joaquin, State of California.

Application No. 14841.

BY THE COMMISSION:

ORDER

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the twenty-ninth day of June, 1928, asking for authority to construct a team track at grade across Victor Road at Victor, County of San Joaquin, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution dated June 4th, 1928) 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 Victor 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 team track at grade across Victor Road at Victor, County of San Joaquin, State of California, at the location hereinafter particularly described and as shown by the map (Stockton Division

Drawing No. C-3120) attached to the application.

Beginning at a point in the Westerly line of a County Road which point is located 15 feet distance at right angles Southerly from the center line of the main track of the Southern Pacific Railroad through Victor, and being opposite E.S. 187+18; thence Eastwardly parallel and 15 ft. distant from the center line of the said main track, crossing the section line between Sections 3 and 4, T 3 N, R 7 E, at 40 feet; thence continuing a total distance of 80 feet to the Easterly line of said County Road, which County Road is located along the line common to Sections 3 and 4, T 3 N, R 7 E, MDE&M.

The above crossing shall be identified as a portion of Crossing No. DF-107.1.

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

(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. 3, in General Order No. 72 of this Commission and shall be constructed of a width to conform to that portion of said road now graded, with the tops of rails at same elevation as main line rails and flush with the pavement, and with grades of approach not exceeding three (3) per cent; 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 thereover 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 25th day of July, 1928.

Leon Whitell
C. Searcy
W. A. Linn
 Commissioners.