

Decision No. 20923.

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 ex parte order authorizing the construction of three State highway crossings at grade over the tracks of the Ventura County Railroad, Oxnard, Ventura County.

ORIGINAL

Application No. 15456.

BY THE COMMISSION:

O R D E R

The People of the State of California, on relation of the Department of Public Works, Division of Highways, filed the above entitled application with this Commission on the 4th day of March, 1929, asking for authority to construct a state highway known as VII-Ven-60-A at grade across the tracks of Ventura County Railway Company, at three locations in Ventura County as hereinafter set forth. Said Ventura County Railway Company has signified by letter that it has no objection to the construction of said crossings 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 grade separations or to avoid grade crossings with said tracks at the points 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 People of the State of California, on relation of the Department of Public Works, Division of Highways to construct State Highway Commission Road VII-Ven-60-A at grade across the tracks of Ventura County Railway Company at California Highway Commission's Station 19+30, at Wooley Road; Station 57+20; and Station 177+70, at Etting Road, as shown by the maps (VII-Ven-60-A, Sheets 1, 2, 3 and 7) attached to the application.

The crossing at Station 19+30, at Wooley Road, shall be identified as Crossing No. 45-1.0.

The crossing at Station 57+20 shall be designated as Crossing No. 45-2.1.

The crossing at Station 177+70, at Etting Road, shall be designated as Crossing No. 45B-5.1.

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

(1) The entire expense of constructing the crossings shall be borne by applicant. The cost of maintenance of that portion of said crossings outside of lines two (2) feet outside of the outside rails shall be borne by applicant. The maintenance of that portion of the crossings between lines two (2) feet outside of the outside rails shall be borne by Ventura County Railway Company.

(2) The crossings shall be constructed of a width and at an angle to the railroad as indicated on the maps (VII-Ven-60-A, Sheets 1, 2, 3 and 7) 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. 3 as specified in General Order No. 72 of this Commission; shall be protected by Standard No. 1 crossing signs 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) No train, engine, motor or car shall be operated over crossing at Wooley Road, designated as Crossing No. 45-1.0, unless said train, engine, motor or car shall be under full control and unless traffic on the highway be protected by a member of the train crew or other competent employee of Ventura County Railway Company.

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

(5) 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.

(6) 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 27<sup>th</sup> day of April, 1929.

David L. Lott

W. J. Lacey

Leon A. Whittell

M. J. Cunn  
Commissioners.