

Decision No. 21066 .

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of
SOUTHERN PACIFIC COMPANY for an
order authorizing construction at
grade of proposed line of railroad
from Knights Landing, California, to
Boyer's Landing, California, across
public roads and highways, all in
the Counties of Yolo and Colusa,
State of California.

ORIGINAL

Application No. 15,503.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 25th day of March, 1929, asking for authority to construct a line of railway at grade across certain public roads and highways in the Counties of Yolo and Colusa, State of California as hereinafter set forth.

Applicant requests said crossings under provisions of subsection 5 of Section 465 of the Civil Code of the State of California, and states that a permit or franchise from any other state or county authority is not required. The Boards of Supervisors of Yolo and Colusa Counties have signified by letter that they have no objection to the construction of the proposed crossings 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 grade separations or to avoid grade crossings at the points mentioned in this application with said county roads and highways, 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 its line of railroad at grade across certain public roads and highways in the Counties of Yolo and Colusa, State of California, at the locations hereinafter particularly described and as shown by Map (No. 21523 Knights' Landing to Boyer's Landing-County Road Crossings) attached to the application.

DESCRIPTION OF CROSSINGS

Crossing No. 1. County Road Crossing at Station "G" 4+33.0.

Commencing at a point on the southeasterly boundary line of the county road running northeasterly through the Town of Knights Landing, in Section 14, Township 11 North, Range 2 East, Mt. Diablo Base and Meridian; thence northwesterly along a 10° curve to the left and crossing the center line of said county road at Engineer Station "G" 4+33.0 to a point on the northwesterly boundary line of said road.

The above crossing shall be identified as Crossing
AFE - 93.6.

Crossing No. 2. County Road Crossing at Station "G" 14+35.5.

Commencing at a point on the southeasterly boundary line of the county road or Locust Street running northeasterly through the Town of Knights Landing, in Section 14, Township 11 North, Range 2 East, Mt. Diablo Base and Meridian; thence North $25^{\circ} 38'$ West and crossing the center line of said road or street at Engineer Station "G" 14+35.5 to a point on the northwesterly boundary line of said road.

The above crossing shall be identified as Crossing
AFE - 93.8.

Crossing No. 3. Seventh Street Crossing at Station "G" 16+14.3.

Commencing at a point on the southerly boundary line of Seventh Street in the Town of Knights Landing, in Section 14, Township 11 North, Range 2 East, Mt. Diablo Base and Meridian; thence North $25^{\circ} 38'$ West and crossing the center line of said Seventh Street at Engineer Station "G" 16+14.3 to a point on the northerly boundary line of said street.

The above crossing shall be identified as Crossing
AFE - 93.85.

Crossing No. 4. Oak Grove Avenue Crossing at Station "G" 19+42.3

Commencing at a point on the southeasterly boundary line of Oak Grove Avenue in the Town of Knights Landing, in Section 14, Township 11 North, Range 2 East, Mt. Diablo Base and Meridian; thence North 25° 38' West and crossing the center line of said Oak Grove Avenue at Engineer Station "G" 19+42.3 to a point on the northwesterly boundary line of said street.

The above crossing shall be identified as Crossing AFE

93.9.

Crossing No. 5. Temporary County Road crossing at Station "G" 32+95.6.

Commencing at a point on the southerly boundary line of the County Road to Knights Landing in Section 14, Township 11 North, Range 2 East, Mt. Diablo Base and Meridian; thence northerly along a 4° curve to the right and crossing the center line of said county road at Engineer Station "G" 32+95.6 to a point on the northerly boundary line of said road.

The above crossing shall be identified as Crossing AFE

94.2.

Crossing No. 6. Proposed Road Crossing at Station "G" 134+21.0.

Commencing at a point on the southeasterly boundary line of the proposed road to be known as Poplar Avenue in Section 3, Township 11 North, Range 2 East, Mt. Diablo Base and Meridian; thence northwesterly along a 2° curve to the left and crossing the center line of said proposed Poplar Avenue at Engineer Station "G" 134+21.0 to a point on the northwesterly boundary line of said road.

The above crossing shall be identified as Crossing AFE

96.1.

Crossing No. 7. Road Crossing at Station "G" 160+72.5.

Commencing at a point on the southeasterly boundary line of Eastham Avenue in Section 3, Township 11 North, Range 2 East, Mt. Diablo Base and Meridian; thence North 45° 19' West and crossing the center line of said Eastham Avenue at Engineer Station "G" 160+72.5 to a point on the northwesterly boundary line of said avenue.

The above crossing shall be identified as Crossing AFE

96.6.

Crossing No. 8. Road Crossing at Station "G" 175+07.5.

Commencing at a point on the southerly boundary line of Central Avenue in Section 34, Township 12 North, Range 2 East, Mt. Diablo Base and Meridian; thence northwesterly along a 20 minute curve to the left and crossing the center line of said Central Avenue at Engineer Station "G" 175+07.5 to a point on the northerly boundary line of said avenue.

The above crossing shall be identified as Crossing AFE 96.9.

Crossing No. 9. Road Crossing at Station "L" 220+61.2.

Commencing at a point on the southeasterly boundary line of Middle Field Avenue in Section 33, Township 12 North, Range 2 East, Mt. Diablo Base and Meridian; thence northwesterly along a 2° curve to the left and crossing the center line of said Middle Field Avenue at Engineer Station "L" 220+61.2 to a point on the northwesterly boundary line of said avenue.

The above crossing shall be identified as Crossing AFE 97.7.

Crossing No. 10. Proposed road crossing at Station "L" 244+36.5.

Commencing at a point on the easterly boundary line of the proposed road to be known as Fair Avenue in Section 33, Township 12 North, Range 2 East, Mt. Diablo Base and Meridian; thence North 86° 19' West and crossing the center line of said proposed Fair Avenue at Engineer Station "L" 244+36.5 to a point on the westerly boundary line of said proposed avenue.

The above crossing at mile post 98.2 is across a county road not open to travel.

Crossing No. 11. Road Crossing at Station "L" 285+56.7.

Commencing at a point on the northerly boundary line of River Garden Avenue in Section 32, Township 12 North, Range 2 East, Mt. Diablo Base and Meridian; thence westerly along a 1° 30' curve to the right and crossing the center line of said River Garden Avenue at Engineer Station "L" 285+56.7 to a point on the southerly boundary line of said avenue.

The above crossing shall be identified as Crossing AFE 99.0.

Crossing No. 12. Proposed Road Crossing at Station "L" 291+45.6.

Commencing at a point on the southeasterly boundary line of the proposed road to be known as Laurel Avenue in Section 32, Township 12 North, Range 2 East, Mt. Diablo Base and Meridian; thence westerly along a 1° 30' curve to the right and crossing the center line of said proposed Laurel Avenue

at Engineer Station "I" 291+45.6 to a point on the north-westerly boundary line of said proposed avenue.

The above crossing at mile post 99.1 is across a county road not open to travel.

Crossing No. 13. Road Crossing at Station "G" 389+24.0.

Commencing at a point on the southerly boundary line of the county road in Section 25, Township 12 North, Range 1 East, Mt. Diablo Base and Meridian; thence northwesterly along a 1° curve to the right and crossing the center line of said county road at Engineer Station "G" 389+24.0 to a point on the northerly boundary line of said road.

The above crossing shall be identified as Crossing AFE 100.9.

Crossing No. 14. Road Crossing at Station "G" 467+95.7.

Commencing at a point on the easterly boundary line of the County Road in Section 23, Township 12 North, Range 1 East, Mt. Diablo Base and Meridian; thence North $36^{\circ} 19'$ West and crossing the center line of said county road at Engineer Station "G" 467+95.7 to a point on the westerly boundary line of said road.

The above crossing shall be identified as Crossing AFE 102.4.

Crossing No. 15. Road Crossing at Station "G" 481+26.0.

Commencing at a point on the southerly boundary line of the county road in Section 14, Township 12 North, Range 1 East, Mt. Diablo Base and Meridian; thence northwesterly along a $30'$ curve to the right and crossing the center line of said county road at Engineer Station "G" 481+26.0 to a point on the northerly boundary line of said road.

The above crossing shall be identified as Crossing AFE 102.7.

Crossing No. 16. Road Crossing at Station "G" 649+90.0.

Commencing at a point on the southerly boundary line of the county road also known as 13th Avenue running along the line between Section 3, Township 12 North, Range 1 East and Section 34, Township 13, North, Range 1 East, Mt. Diablo Base and Meridian; thence North $0^{\circ} 04'$ East and crossing the center line of said road or avenue at Engineer Station "G" 649+90.0, which center line is also the boundary line between Yolo and Colusa counties, California, to a point on the northerly boundary line of said road.

The above crossing shall be identified as Crossing AFE 105.9.

Crossing No. 17. Road Crossing at Station "G" 677+23.0.

Commencing at a point on the southerly boundary line of 12th Avenue in Section 34, Township 13, North, Range 1 East, Mt. Diablo Base and Meridian; thence North $0^{\circ} 04'$ East and crossing the center line of said Avenue at Engineer Station "G" 677+23.0 to a point on the northerly boundary line of said avenue.

The above crossing shall be identified as Crossing AFE 106.4.

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

(1) The entire expense of constructing the crossings together with the cost of their maintenance in good and first class condition for the safe and convenient use of the public to be borne by applicant.

(2) Said crossing identified as Crossing AFE-93.8 shall be constructed equal or superior to type shown as Standard No. 3 and the other of said crossings except crossings at mile posts 98.2 and 99.1 shall be constructed equal or superior to type shown as Standard No. 2 in General Order No. 72 of this Commission.

(3) Said crossings at mile posts 98.2 and 99.1 shall be so constructed that grades of approach not exceeding 6% will be feasible in the event that the construction of roadways along said county roads shall hereinafter be authorized and so that said grade crossings may be made safe for the passage thereover of vehicles and other road traffic.

(4) This order is made upon the express condition that said county roads are not now actually constructed and open to travel at the respective points of crossing at mile posts 98.2 and 99.1 and said order shall not be deemed as an authorization for the construction of an opening of said county roads to public use across said line of railroad.

(5) Said crossings, except crossings at mile posts 98.2 and 99.1, shall be constructed of a width to conform to those portions of said county roads and highways now graded with tops of rails flush with the roadways and with grades of approach not exceeding six (6) per cent and shall in every way be made suitable for the passage thereover of vehicles and other road traffic.

(6) Said crossings with the exception of crossings at mile posts 98.2 and 99.1 shall each be protected by a standard of

protection as specified in General Order No. 75 of this Commission, as follows:

<u>Crossing</u>	<u>Protection</u>	<u>Crossing</u>	<u>Protection</u>
AFE-93.6	Standard No. 1	AFE-97.7	Standard No. 1
AFE-93.8	Standard Nos. 1&3	AFE-99.0	Standard Nos. 1&3
AFE-93.85	Standard No. 1	AFE-100.9	Standard Nos. 1&3
AFE-93.9	Standard No. 1	AFE-102.4	Standard No. 1
AFE-94.2	Standard No. 1	AFE-102.7	Standard No. 1
AFE-96.1	Standard No. 1	AFE-105.9	Standard No. 1
AFE-96.6	Standard No. 1	AFE-106.4	Standard No. 1
AFE-96.9	Standard No. 1		

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

(8) 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.

(9) 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 necessary demand such action.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 10th day of May, 1929.

Thos. S. Lattin

Chas. E. Lacey

Ernest L. Cook

Commissioners.