

Decision No. 21102 .

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of
the County of San Bernardino for Per-
mission to Construct a Crossing at
Grade over the Atchison, Topeka and
Santa Fe Railway, in the Town of Lenwood,
County of San Bernardino, State of
California.

Application No. 15,545.

BY THE COMMISSION:

O R D E R

ORIGINAL

The Board of Supervisors of the County of San Bernardino, State of California, filed the above entitled application with this Commission on the 12th day of April, 1929, asking for authority to construct a public road at grade across the tracks of the Atchison, Topeka and Santa Fe Railway Company, in the Town of Lenwood as hereinafter set forth. Said Atchison, Topeka and Santa Fe Railway Company 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 San Bernardino,

State of California, to construct a public road at grade across the tracks of the Atchison, Topeka and Santa Fe Railway Company at the location hereinafter particularly described and as shown by the map attached to the application.

DESCRIPTION OF CROSSING

A portion of Section 17, Township 9 North, Range 2 West, San Bernardino Base and Meridian, more particularly described as that parcel of land the exterior boundaries of which are described as follows:

Beginning at the intersection of the center line of the right of way of the Atchison, Topeka and Santa Fe Railway Company, with the Section line between Section 17 and 18, Township 9 North, Range 2 West, San Bernardino Base and Meridian, which point is South $61^{\circ} 12'$ West, a distance of 34.27 feet from engineer's station 283 plus 89.47 of the Atchison, Topeka and Santa Fe Railway; thence North $0^{\circ} 07'$ East 57.12 feet to a point in the North right-of-way line of said railway; thence North $61^{\circ} 12'$ East along the North right-of-way of said railway, a distance of 68.54 feet; thence South $0^{\circ} 07'$ West along a line parallel with and 60 feet East of the aforementioned section line, a distance of 114.24 feet to the South right-of-way line of said railway; thence South $61^{\circ} 12'$ West along the South right-of-way line of said railway a distance of 68.54 feet to a point on the aforementioned section line; thence North $0^{\circ} 07'$ East, a distance of 57.12 feet to the point of beginning.

The above crossing shall be identified as Crossing No. 2-5.7.

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 the Atchison, Topeka and Santa Fe Railway Company.

(2) The crossing shall be constructed of a width not

less than twenty-four (24) feet and at an angle of approximately sixty (60) degrees to the railroad and with grades of approach not greater than four (4) 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) The existing public crossing located approximately five thousand feet east of the crossing herein authorized and designated as Crossing No. 2-4.8 shall be legally abandoned and effectively closed to public use and travel.

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

(5) 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.

(6) 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 16 day of
May, 1929.

Frank J. Daulton
Ed. Scam
Edward J. ...
Leon ...
Commissioners.