

Decision No. 21220.

ORIGINAL

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 Pub-
 lic Works, Division of Highways, for
 an order authorizing the construction
 of a state highway crossing at grade
 over the tracks of the Atchison,
 Topeka and Santa Fe Railway Company,
 in the vicinity of Pisgah, San Ber-
 nardino County.

Application No. 15497.

BY THE COMMISSION:

FIRST SUPPLEMENTAL ORDER

The People of the State of California, on relation of the Department of Public Works, Division of Highways, applicant herein, on August 9th, 1929, filed with the Commission its Supplemental Application, asking for a modification of the Commission's Decision No. 21020, dated April 26th, 1929, in the above entitled matter, with respect to the establishment of a wig-wag for the protection of the grade crossing authorized in said decision. This supplemental application requested that in the event the Commission still considered that the crossing should be protected by a wig-wag, the expense be borne by the applicant instead of The Atchison, Topeka and Santa Fe Railway Company, as the order provides.

The Commission, after carefully considering this supplemental application, has reached the conclusion that its first order is proper, that the crossing should be protected by

a wig-wag and that, in view of the fact that the new crossing replaces an existing one, it is reasonable that the railroad should pay for the cost of installing and maintaining this protection, therefore,

IT IS HEREBY ORDERED that the requests for a modification of this Commission's order, as set forth in the supplemental application, be and it is hereby denied.

Dated at San Francisco, California, this 4th day of October, 1929.

Paul B. Gould

W. L. Lacey

Ernest C. De

Leon A. White

M. J. Am

Commissioners.