



Applicant Sacramento Northern Railway pursuant to the terms of a certificate of public convenience and necessity issued by the Interstate Commerce Commission under date April 22, 1929, (Finance Docket No.6633, 154 I.C.C. 65), proposea to construct and operate a line of railroad from a connection with its Suisun Branch at a point called Vacaville Junction in the County of Solano, and approximately 2.5 miles northeasterly of Armijo extending in a southeasterly direction to a connection with its main line at or near its station of Creed, in Solano County, a distance of approximately 7.5 miles, such proposed line of railroad serving as a means of effecting a physical connection between the Suisun Branch of applicant Sacramento Northern Railway and the remainder of the lines of railroad operated and maintained by said applicant. The route of said proposed line of railroad crosses the tracks of Southern Pacific Company at a point located between the Southern Pacific Company's stations of Vanden and Cannon.

On July 26, 1929, applicant Sacramento Northern Railway filed with the Railroad Commission its Application No.15828 requesting authority for the establishment of a crossing at grade of the right-of-way and tracks of the Southern Pacific Company at a point near the Southern Pacific station of Vanden. After public hearing and submission of the matter, the Commission under date September 28, 1929, its Decision No.21626, authorized the construction of the crossing at grade and prescribed the conditions for its protection, cost of construction and future maintenance.

Applicants herein have, subsequent to the rendition of the above mentioned decision, entered into an agreement covering the erection and maintenance of an overhead crossing at a location slightly different to that of the grade crossing heretofore authorized, said agreement bearing date of January 14, 1929, and being attached to the application herein and marked

"Exhibit A", said agreement also contains profile, cross section and location plan of proposed overhead crossing.

Applicant Sacramento Northern Railway seeks authority to construct, maintain and operate the overhead structure hereinbefore referred to over County Road No.186 in the County of Solano. The County of Solano, by resolution of its Board of Supervisors, duly adopted January 6, 1930, authorized the construction of said overhead structure across said County Road No.186 in accordance with a plan attached to said resolution, a certified copy of said resolution and map and plan attached thereto being attached to application herein and marked "Exhibit B."

The following exhibits are filed with and attached to the application herein:

Exhibit "C"

A map, drawn to a scale of 100 feet per inch, showing accurately the location of all streets, roads, property lines, tracks, buildings or other obstructions to view in the immediate vicinity of the proposed crossing.

Exhibit "D"

Profile of the proposed line of railroad of Sacramento Northern Railway in the vicinity of the point at which the separation of grades and overhead crossing is proposed to be constructed over the tracks of Southern Pacific Company and County Road No.186 of the County of Solano, and for a distance of not less than one mile over said proposed crossing.

Exhibit "E"

Profile showing the top of rail grade of the line of Southern Pacific Company for a distance of more than one mile in each direction from the proposed crossing.

Exhibit "F"

A map, drawn to a scale of one mile per inch, showing the location of the proposed overhead crossing and the relation of the proposed crossing to the existing lines of railroad and roads in the general vicinity thereof.

After full consideration of this application and in view of the agreement between applicants providing for the expense of construction and future maintenance of the proposed overhead crossing of the proposed railroad of applicant Sacramento Northern Railway over the right-of-way and tracks of applicant Southern Pacific Company, and of the authority granted by the Board of Supervisors of Solano County for the construction of an overhead crossing of County Road No.186 by the proposed railroad of applicant Sacramento Northern Railway, thereby eliminating the hazard of a grade crossing over a high speed, double track main line of the Southern Pacific Company and a crossing at grade of County Road No.186 of the County of Solano by a single track railroad of applicant Sacramento Northern Railway, we are of the opinion that the application should be granted and that the authority heretofore granted by this Commission, by its Decision No.21626 on Application No.15828, as decided September 28, 1929, for the construction, maintenance and operation of a crossing at grade, should be revoked and annulled.

We are further of the opinion that this is a matter in which a public hearing is not necessary by reason of the agreement between the applicants and the resolution of the Board of Supervisors of Solano County herein filed as a portion of the application.

O R D E R

Sacramento Northern Railway, a corporation, and Southern Pacific Company, a corporation, having filed herein their joint application for the approval of a certain agreement, dated January 14, 1930, covering the construction and maintenance of an overhead crossing of the right-of-way and tracks of the Southern Pacific Company near Vanden Station, in the County of Solano, by the track of the Sacramento Northern Railway, and for authority to construct said crossing, and applicant Sacramento Northern Railway having requested authority to construct an overhead crossing of County Road No.186

of the County of Solano at a point as hereinafter specifically set forth, the Commission being now fully advised and of the opinion that this is a matter in which a public hearing is not necessary and that the application should be granted,

IT IS HEREBY ORDERED that the agreement bearing date January 14, 1930, by and between Southern Pacific Railroad Company, a corporation, Southern Pacific Company, a corporation, and Sacramento Northern Railway, a corporation, as filed herein as a portion of this application, and relating to the terms and conditions agreed upon between the parties relative to the construction and maintenance of an overhead crossing of the right-of-way and tracks of Southern Pacific Company by the track of Sacramento Northern Railway at a point near the Southern Pacific station of Vanden in Solano County, be and the same hereby is approved, and.

IT IS HEREBY FURTHER ORDERED that applicant Sacramento Northern Railway, a corporation, be and the same is hereby granted authority to construct a line of railroad across the right-of-way and tracks of Southern Pacific Company by an overhead structure near Southern Pacific Company's station of Vanden, Solano County, California, at the location hereinafter particularly described and as shown by the maps attached to the application in Exhibits marked "A", "C", "D", "E" and "F". The location of the proposed crossing being as follows:

Located in the S.W. 1/4 of the S.E. 1/4 of Sec.10, T.5 N., R. 1 W., M.D.B. and M., in the County of Solano, State of California, and more particularly described as follows:

The surveyed line of the Sacramento Northern Railway crosses the double track railroad of the Southern Pacific Company at a point which bears northeast along the Southern Pacific tracks a distance of 3321 feet, more or less, from the point of switch of the spur track at Vanden station on the Southern Pacific, the located center line of the Sacramento Northern intersecting the center line of the Southern Pacific railroad at Engineer Station 33+44.74 of the Sacramento Northern Railway survey, the angle of intersection between the two center lines being 90° 00' with tangent to curve.

IT IS HEREBY FURTHER ORDERED that applicant Sacramento Northern Railway, a corporation, be and the same is hereby granted authority to construct, maintain and operate a line of railroad across the county road known as County Road No.186 of the County of Solano, said crossing to be made at separated grades carrying the railroad over the highway at the location hereinafter particularly described and as shown by the maps attached to the application in Exhibits "B", "C", "D", "E" and "F". The location of the proposed crossing being as follows:

Located in the County of Solano, State of California, and being designated as County Road No.186 at Mile Post 6.97 of the Sacramento Northern Railway, Vacaville Junction - Creed Connection, the point of crossing being at a point in the southeast 1/4 of Section 10, Township 5 North, Range 1 West, M.D.B. and M., the center line of which point of crossing with the southeasterly line of County Road No.186 bears northeasterly along the said southeasterly line of road a distance of 194 feet from the intersection of the center line of said Section 10 with the southeasterly line of County Road No.186; which point of intersection is also the Southeast corner of Lot 9 of the Golden West Colony Subdivision B.

The foregoing crossings shall be constructed subject to the following conditions:

- 1- The expense of constructing the crossings together with the cost of their maintenance hereafter shall be borne by the applicants herein in accordance with the provisions of that certain agreement dated January 14, 1930, as hereinabove referred to and approved in the first section of this order.
- 2- Applicants are hereby directed to submit to this Commission detailed plans of the overhead structures herein authorized, same to be approved by this Commission before construction is commenced.
- 3- 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 herein.
- 4- The Commission expressly reserves the right to make such further order, or orders, relative to the location, construction, operation, maintenance and/or 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.

IT IS HEREBY FURTHER ORDERED that the authority heretofore granted to applicant Sacramento Northern Railway, a corporation, by this Commission's Decision No.21626 on Application No.15828, as decided September 26, 1929, be and the same is hereby canceled and annulled.

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

Dated at San Francisco, California, this 20<sup>th</sup> day of January, 1930.

Clarence  
Edward  
Leon  
John

Commissioners.