

Decision No. 22705.

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 order authorizing the reconstruction of the subway under the tracks of the Southern Pacific at Colma, San Mateo County.

ORIGINAL

Application No. 16675.

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 24th day of June, 1930, asking for authority to reconstruct an undergrade crossing with the tracks of Southern Pacific Company in the vicinity of Colma, County of San Mateo, State of California, as hereinafter set forth. Said Southern Pacific Company has signified, by letter, that it has no objection to the granting of this application, provided the division of the expenses is in accordance with an agreement to be entered into between the parties concerned. It appears to the Commission that this is not a matter in which a public hearing is necessary and that it is in the interest of public convenience and necessity that the undergrade crossing be reconstructed and that this application should be granted, subject to the conditions hereinafter specified, therefore,

IT IS HEREBY ORDERED that the People of the State of California, on relation of the Department of Public Works, Division of Highways, be and they are hereby authorized to reconstruct an undergrade crossing under the tracks of Southern Pacific Company, in the vicinity of Colma, County of San Mateo, State of California, substantially in accordance with the plan attached to application.

This undergrade crossing shall be identified as Crossing No. EM-9.0-B.

Said crossing shall be constructed subject to the following conditions:

(1) Said crossing shall be constructed with clearances conforming to provisions of the Commission's General Order No. 26-C.

(2) The cost of construction and maintenance of said crossing shall be borne specifically in accordance with the terms of an agreement hereinafter to be entered into between the interested parties, a certified copy of which shall be filed with the Commission, within ninety (90) days of the date hereof. Said agreement shall be subject to the approval of this Commission.

(3) Applicant shall, before commencement of construction, file with this Commission a complete set of detailed plans of the proposed grade separation.

(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 24<sup>th</sup> day of July, 1930.

Clarence  
Emery

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W. J. Lee

Commissioners.