

Decision No. 2281A.

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 construction of a State  
highway crossing at grade over the tracks  
of the Southern Pacific Company and the  
tracks and spur track of the Pajaro Valley  
Consolidated Railroad, one mile south of  
Salinas, Monterey County.

ORIGINAL

Application No. 16423.

BY THE COMMISSION:

ORDER

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 23rd day of April, 1930, asking for authority to alter the crossing of a public highway, designated as Road V-Mon-2-B, at grade across the track of the Southern Pacific Company and a main line track and spur track of the Pajaro Valley Consolidated Railroad Company in the vicinity of Salinas, as hereinafter set forth.

Pajaro Valley Consolidated Railroad Company, on October 10, 1928, was granted authority to abandon its operations as to interstate and foreign commerce on its lines of railroad in Monterey and Santa Cruz Counties, California. Said railroad, on January 12, 1929, filed Application No. 15319 asking authority to abandon its property and discontinue operations. The Commission, under Decision No. 21416, dated August 1, 1929, granted said railroad authority to discontinue its operations and on August 12, 1929, notice of cancellation of its tariffs, effective September 1,

1929, was filed with the Commission.

It thus appears that this railroad, under the authorities as outlined above, has abandoned its properties and ceased operations. Consideration will therefore only be given to the request to alter the grade crossing across the tracks of the Southern Pacific Company. As to this crossing, Southern Pacific Company has notified the Commission that it offers no objection to the alteration providing the costs of said alteration are assessed to applicant.

It appears to the Commission that in so far as the alteration of the crossing across the tracks of Southern Pacific Company is concerned, this is not a matter in which a public hearing is necessary and that the 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 People of the State of California, on relation of the Department of Public Works, Division of Highways, to alter the crossing of the public highway, designated as Road V-Mon-2-B- at grade across the track of Southern Pacific Company at the location as shown by the map (Grade Crossing One Mile South of Salinas) attached to the application and marked Exhibit "A."

The above crossing is identified as Crossing No. E-120.6-C.

The alteration of said crossing shall be constructed subject to the following conditions and not otherwise:

(1) The entire expense of the alteration of said crossing shall be borne by applicant. The cost of maintenance

of that portion of said crossing up to 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 Southern Pacific Company.

(2) The crossing, when altered, shall be of a width of approximately twenty-one (21) feet and at an angle of approximately fifty (50) degrees to the railroad and with grades of approach not greater than one (1) per cent; shall be constructed substantially in accordance with Standard No. 3 as specified in General Order No. 72 of this Commission; shall be protected by a Standard No. 3 wigwag 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) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the alteration of said crossing.

(4) If the alteration of said crossing shall not have been completed 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.

(5) 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 28th  
day of August, 1930.

Chas. E. Lewis

Thos. E. Lewis

W. J. C.  
Commissioners.