

Decision No. 23355

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of the County of Santa Cruz, State of California for an order authorizing the construction of a County Highway Bridge Crossing over the tracks of the Southern Pacific Railroad near Felton Station, Santa Cruz County, California, and known as the Mount Hermon Bridge.

Application No. 17088.

**ORIGINAL**

BY THE COMMISSION:

ORDER

The County of Santa Cruz, State of California, filed the above entitled application with this Commission on the 29th day of December, 1930, asking for authority to construct a public road at separated grades over the tracks of the Southern Pacific Company in the vicinity of Felton as hereinafter set forth.

Southern Pacific Company on January 26, 1931, signified, in writing, that it had no objection to the construction of said grade separation. It appears that the present proceeding is not one in which a public hearing is necessary; that there is public convenience and necessity for a grade separation at this point, and that this application should be granted subject to the conditions hereinafter specified, therefore,

IT IS HEREBY ORDERED that the Board of Supervisors of the County of Santa Cruz, State of California, is hereby

authorized to construct a public road at separated grades above the track of the Southern Pacific Company in the vicinity of Felton, County of Santa Cruz, State of California, at the location as shown by the blue print plans attached to the application, subject to the following conditions:

- (1) The above crossing shall be identified as Crossing No. L-72.2-A.
- (2) The entire expense of constructing and thereafter maintaining the crossing in good and first-class condition for safe and convenient use of the public shall be borne in accordance with an agreement approved by this Commission, a certified copy of which shall be filed within ninety (90) days after the date hereof. Should said agreement not be filed within the above time and further time not be granted by subsequent order, said costs will be apportioned by supplemental order herein.
- (3) Said crossing shall be constructed with clearances conforming to the provisions of this Commission's General Order No. 26-C, and substantially in accordance with the plans attached to the application.
- (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 (1) year from the date of this order, the authoriza-

tion herein granted shall then lapse and become void unless further time is granted by subsequent order.

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

Dated at San Francisco, California, this 21 day of February, 1931.

C. L. Davis  
Leon W. Kelly  
M. J. Lee  
M. B. Harris  
Frederic G. Stewart  
 Commissioners.