

Decision No. 23639.

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 con-  
struction of an underpass under the  
tracks of the Dumbarton Branch of  
the Southern Pacific Railway, near  
Henderson Station, San Mateo County.

ORIGINAL

Application No. 17282.

BY THE COMMISSION:

ORDER

The People of the State of California on relation of the Department of Public Works, Division of Highways, on April 1st, 1931, applied for authority to construct a State Highway known as Road IV-SM-68-D, at separated grades under the track of Southern Pacific Company, in the vicinity of Henderson, County of San Mateo, State of California. Southern Pacific Company, on April 15th, 1931, signified in writing that it has no objection to the construction of said undergrade crossing.

It appears that a public hearing is not necessary herein; that it is in the interest of public convenience and necessity that the undergrade crossing be constructed and that the application should be granted, subject to certain conditions.

IT IS HEREBY ORDERED that the People of the State of California, on relation of the Department of Public Works, Division of Highways, is hereby authorized to construct a State Highway known as Road IV-SM-68-D, at separated grades under the tracks of Southern Pacific Company, in the vicinity of Henderson, County of

San Mateo, State of California, at the location and substantially in accordance with, and as shown on the plan (Exhibit A) attached to the application, subject to the following conditions:

- (1) The above crossing shall be identified as crossing No. DAB-28.9-B.
- (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) Applicant shall file, within ninety (90) days from the date hereof and prior to the commencement of construction, a set of plans for said crossing, which plans shall have been approved by Southern Pacific Company.
- (4) Said crossing shall be constructed with clearances conforming to the provisions of our General Order No. 26-C.
- (5) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing and of its compliance with the conditions herein.
- (6) The authority herein granted shall lapse and become void if not exercised within one (1) year from the date hereof 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 27<sup>th</sup> day of April, 1931.

Cl. Sawyer  
Leon D. Williams  
M. J. [unclear]  
M. B. [unclear]  
Ted G. [unclear]  
 Commissioners.