

ORIGINAL

Decision No. 24080.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of  
 the Board of Supervisors of the County  
 of San Joaquin for order authorizing  
 the change of a private crossing near  
 Mossdale to a public crossing.

Application No. 17505.

BY THE COMMISSION:

ORDER

The Board of Supervisors of the County of San Joaquin, State of California, on July 1, 1931, applied for authority to construct a public road known as A. O. Stewart Road at grade across the track of Southern Pacific Company, in the vicinity of Mossdale. Southern Pacific, on July 25, 1931, signified, in writing, that it has no objection to the construction of said crossing at grade. It appearing that a public hearing is not necessary herein and that the application should be granted, subject to certain conditions,

IT IS HEREBY ORDERED that the Board of Supervisors of the County of San Joaquin, State of California, is hereby authorized to construct A. O. Stewart Road at grade across the track of Southern Pacific Company at the location more particularly described in the application and as shown by the map attached thereto, subject to the following conditions and not otherwise:

- (1) The above crossing shall be identified as Crossing No. B-78.3.
- (2) The entire expense of constructing the 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 rails shall be borne by applicant. The maintenance of that portion of the crossing between lines two (2) feet outside of the rails shall be borne by Southern Pacific Company.
- (3) The crossing shall be constructed of a width of not less than twenty-four (24) feet and with grades of approach not greater than one (1) per cent; shall be constructed equal or superior to type shown as Standard No. 2 in our General Order No. 72; shall be protected by a Standard No. 1 crossing sign, as specified in our General Order No. 75, and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.
- (4) A Standard No. 3 wigwag, as specified in General Order No. 75 of this Commission, shall be installed at the sole expense of applicant for the protection of said crossing. The expense of maintaining said wigwag shall be borne by Southern Pacific Company.
- (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 hereof.
- (6) The authorization 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.
- (7) 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, public convenience and necessity demand such action.

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

Dated at San Francisco, California, this 28<sup>th</sup> day of September, 1931.

Al Henry  
Leon Whitney

M. B. Hanna  
Fred G. Stewart

Commissioners.