

Decision No. 24771

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of the CITY OF UPLAND, a municipal )  
corporation, situate in the County )  
of San Bernardino, State of )  
California, for permission and )  
authority to construct a public )  
highway across a railroad. )

**ORIGINAL**  
APPLICATION NO. 18039

BY THE COMMISSION.

O R D E R

The City Council of the City of Upland, County of San Bernardino, State of California, on March 21, 1932, applied for authority to construct a public street known as Campus Avenue, at grade across the tracks of The Atchison, Topeka and Santa Fe Railway Company, in the said City of Upland. The Atchison, Topeka and Santa Fe Railway Company, on April 2, 1932, 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; that it is neither reasonable nor practicable at this time to provide a grade separation or to avoid a grade crossing with said tracks at the point mentioned, and that the application should be granted, subject to certain conditions,

IT IS HEREBY ORDERED that the City Council of the City of Upland, in the County of San Bernardino, State of California, is hereby authorized to construct Campus Avenue at grade across the tracks of The Atchison, Topeka and Santa Fe Railway Company, at the location more particularly described in the application and as shown by the maps attached thereto, subject to the following conditions, and not otherwise:

- (1) The above crossing shall be identified as Crossing No. 2-101.7-C.
- (2) The entire expense of constructing the crossing shall be borne by applicant. The cost of maintenance of that portion of said crossing outside of 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 The Atchison, Topeka and Santa Fe Railway Company.
- (3) The crossing shall be constructed of a width of not less than twenty (20) feet and at an angle of approximately ninety (90) degrees to the railroad, and with grades of approach not greater than four (4) per cent; shall be constructed equal or superior to type shown as Standard No. 2 in General Order No. 72 of this Commission; shall be protected by a standard No. 1 crossing sign, 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.
- (4) 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.
- (5) 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.
- (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, public convenience and necessity demand such action.

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

Dated at San Francisco, California, this 16<sup>th</sup> day of

May, 1932.

C. S. Sewer  
Leon Whittle  
M. A. Cur  
W. B. Lucas  
Fred G. Sturtevant  
Commissioners