Decision No. 25125

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, for an order authorizing the construction of a State Highway crossing at grade across the tracks of the Southern Pacific Railroad Company, Covina Branch, east of El Monte, Los Angeles County, California.

) APPLICATION NO. 18225

BY THE COMMISSION.

OMPORMAL

ORDER

The People of the State of California, on relation of the Department of Public Works, on June 21, 1932, applied for authority to construct a public road known as Road VII-La-26-B, at grade across the track of Southern Pacific Company, in the vicinity of the City of El Monte. Southern Pacific Company has 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 track at the point mentioned 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, are hereby authorized to construct Road VII-LA-26-B at grade across the track of Southern Pacific Company at the location more particularly described in the application and as shown by the map (Exhibit "A") attached thereto, subject to the following conditions and not otherwise:

(1) The above crossing shall be identified as Crossing No. BZ-499.2.

(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 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 thirty-six (36) feet and at an angle of approximately forty (40) degrees to the railroad and with grades of approach not greater than two (2) per cent; shall be constructed equal or superior to type shown as Standard No. 3 in this Commission's General Order No. 72, and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.
- (4) Two automatic signals, of a type to be approved by this Commission, shall be installed and maintained for the protection of said crossing. The cost of installing said signals shall be borne by applicant. The cost of maintaining said signals 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 29 day of

<u>ducuet</u>, 1932.

Tred 4 Sterred
Commissioners.