

Decision No. 25441.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of Motor Carriers Association for Installation of "Exemption Signs" at spur railroad tracks where motor vehicles carrying passengers for hire need not stop in accordance with Section 135, California Vehicle Act, and G.O. 89 of California Railroad Commission.

ORIGINAL

Application No. 18517.

BY THE COMMISSION:

O R D E R

Motor Carriers Association, representing the certificated passenger automotive stage lines, on November 10, 1932, requested approval, pursuant to the provisions of Section 135 of the California Vehicle Act, effective August 14, 1931, of the erection and maintenance of distinctive or exempt signs at the spur track crossing of Tidewater Southern Railway over "D" Street (erroneously designated as "A" Street in the application) in the City of Turlock, County of Stanislaus, and designated as Crossing No. 75C-6.0-C.

It appears that a public hearing is not necessary in this matter and that the application should be granted.

IT IS HEREBY ORDERED that the Railroad Commission of the State of California approve the plan to install and maintain distinctive or exempt signs in accordance with Section 135 of the

California Vehicle Act at the spur track crossing of Tidewater Southern Railway over "D" Street in the City of Turlock, County of Stanislaus, California, and designated as Crossing No. 75C-6.0-C, subject, however, to the following conditions and not otherwise:

- (1) Said "exempt signs" shall be in accordance with the requirements of General Order No. 89.
- (2) Said "exempt signs" shall be erected, or cause to be erected, and maintained by those authorities designated and empowered by the California Vehicle Act to erect and maintain highway traffic signs.
- (3) The approval herein granted does not exempt the operator of any vehicle from the observance of any provision of the California Vehicle Act pertaining to the operation of vehicles at railroad crossings.
- (4) In the event of removal, for any cause whatsoever, or obstruction to view of the "exempt signs" herein provided, the authority granted to move over such spur track crossing, without first coming to a full and complete stop, is annulled and revoked and such full and complete stop must, at all times, be made by the operator of the vehicle until such sign is again displayed.
- (5) The Commission reserves the right to make such further orders, relative to the establishment of "exempt signs" at said crossings, as to it may seem right and proper and to revoke its approval 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 10th day of December, 1932.

O. S. Leamy

W. H. Lee

W. B. Hayes

Fred G. Atterbury

Commissioners.