

Decision No. 25600.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of the County of Inyo, State of California, on relation of the Board of Supervisors of said County for an order authorizing the abandonment of a road under-pass, and the establishment of a road crossing at grade over the tracks of the Tonopah & Tidewater Railroad Company, between Shoshone and Death Valley Junction, Inyo County, California.

Application No. 18458.

ORIGINAL

BY THE COMMISSION:

O R D E R

The Board of Supervisors of the County of Inyo, State of California, applied for authority to construct a public road at grade across the track of Tonopah and Tidewater Railroad Company in the vicinity of Shoshone. The proposed grade crossing is designed to accommodate the highway traffic desiring to cross the railroad at this location, which heretofore has crossed under the tracks through a trestle spanning the Amargosa River. This crossing through the trestle has never been officially recognized, does not provide standard highway clearance and is impassable during stormy weather. Tonopah and Tidewater Railroad 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 Board of Supervisors of the County of Inyo, State of California, is hereby authorized to construct a public road at grade across the track of Tonopah and Tidewater Railroad 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. 43-102.4.
- (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 Tonopah and Tidewater Railroad Company.
- (3) The crossing shall be constructed of a width of not less than thirty (30) feet and with grades of approach not greater than six (6) 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) 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 30th
day of January, 1933.

C. Seavey
Leon Whiskey

M. J. Lee

M. B. Lewis

W. H. Moore
Commissioners.