

ORIGINAL

Decision No. 3195

In the matter of the application of )  
the CITY OF BRAWLEY, a municipal )  
corporation, of the sixth class, in )  
the County of Imperial, State of )  
California, for a grade crossing at )  
K Street in the said City of Braw- )  
ley, across the tracks of Southern )  
Pacific Company. )  
..... )

Application No. 1821.

W. R. Wilson, for applicant

G. D. Squires, for Southern Pacific Company

GORDON, Commissioner,

O P I N I O N.

This application was filed with the Commission by the City of Brawley on August 4, 1915, and asks authority to construct "K" Street at grade over the tracks of the Southern Pacific Company. A public hearing was held in Brawley on November 20, 1915.

The railroad traverses Brawley in a north and south direction. "K" Street, proposed to be opened, is 2100 feet south of the main street in the city on which the station is located and is the southerly street in Brawley. Between "K" Street and Main Street there are at the present time three open streets; "G" Street, "H" Street and Keystone Road crossing the tracks in the order named from north to south.

The Southern Pacific Company opposed the granting of this application unless some of the crossings between "K" and Main Streets were closed and the city made no objection to complying with this suggestion.

Proceedings have been under way for some time looking to closing Keystone Road and there seems to be no reason why "H" Street, at the railroad's right of way, should not also be closed.

The official map of Brawley makes it clear that with "K" Street open across the railroad the town will be amply provided with crossings and that the Keystone Road and "H" Street crossings will

serve no public necessity. Both of these crossings are across the yard tracks of the railroad while "K" is beyond the yard limits and will be safer and freer from interruption by switching than the other two.

I am satisfied that "K" Street should be open provided the other two streets are closed and I shall recommend that this be covered in the order.

The "K" Street crossing will be open and no protection will be needed at this time other than the usual crossing sign.

I recommend the following form of order:

O R D E R.

CITY OF BRAWLEY having applied to the Commission for permission to construct "K" Street at grade across the tracks of Southern Pacific Company and a public hearing having been held and it appearing that this application should be granted subject to certain conditions to be hereinafter specified,

IT IS HEREBY ORDERED, that permission be hereby granted the City of Brawley to construct "K" Street at grade over the tracks of Southern Pacific Company at the point shown by the map attached to the application, subject to the following conditions, viz.:-

(1) The crossing shall be constructed of a width of not less than twenty-four (24) feet, with grades of approach not exceeding four (4) per cent; shall be protected by a suitable crossing sign and shall in every way be made safe and convenient for the passage thereover of vehicles and other road traffic.

(2) The entire expense of constructing the crossing shall be borne by applicant.

(3) The expense of maintaining this crossing hereafter between the rails and to a distance of two (2) feet outside thereof shall be borne by Southern Pacific Company.

(4) The expense of maintaining the crossing to a point within two (2) feet of the rails of Southern Pacific Company shall be borne by the applicant.

(5) The present crossings at "H" Street and Keystone Road shall be legally closed and abandoned as public highway crossings.

(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, the public convenience and necessity demand such action.

The foregoing opinion and order are hereby approved and ordered filed as the opinion and order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 25<sup>th</sup> - day of March, 1916.

Max Shelton  
Alford  
W. G. ...  
Edwin C. Edgerton  
Frank R. Doherty

Commissioners.