

Decision No. _____

ORIGINAL

Decision No. 3458

BEFORE THE RAILROAD COMMISSION OF THE STATE OF
CALIFORNIA.

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IN THE MATTER OF THE APPLICATION OF
the San Diego and South Eastern Rail-
way Company for permission to construct
its railway tracks at grade across the
tracks of the San Diego and Arizona
Railway Company and four streets in Chula
Vista, San Diego County, California.

Application No. 2345.

By the Commission.

O R D E R.

SAN DIEGO AND SOUTH EASTERN RAILWAY COMPANY, a corporation having on June 10, 1916, filed with the Commission an application for permission to construct its tracks at grade across the tracks of the San Diego and Arizona Railway Company and four streets in Chula Vista, San Diego County, California, as hereinafter indicated, and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the necessary franchise or permit has been granted by the board of Trustees of Chula Vista for the construction of said crossings at grade, and it further appearing that it is not reasonable nor practicable to avoid grade crossings with the tracks of the San Diego and Arizona Railway Company and with the streets to be crossed and that applicant has secured permission from the San Diego and Arizona Railway Company to cross its tracks at grade, and that this application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, That permission be hereby granted
San Diego and South Eastern Railway Company to construct its

tracks at grade across the tracks of the San Diego and Arizona Railway Company and Bay Boulevard, National Avenue, First Avenue and Second Avenue in the City of Chula Vista, San Diego County, California, as shown by the map attached to the application; said crossings to be constructed subject to the following conditions, viz:

(1) The entire expense of constructing the street crossings together with the cost of their maintenance thereafter in good and first-class condition for the safe and convenient use of the public shall be borne by applicant.

(2) Said crossings shall be constructed of a width and type of construction to conform to those portions of Bay Boulevard, National Avenue, First Avenue and Second Avenue now graded, with grades of approach not exceeding four (4) per cent; shall be protected by suitable crossing signs and shall in every way be made safe for the passage thereover of vehicles and other road traffic.

(3) The expense of installing the crossing with the tracks of the San Diego and Arizona Railway Company, together with its proper maintenance thereafter, shall be borne by applicant subject to such agreements as have been or may hereafter be made between the two companies.

(4) After the installation of the crossing frogs with the tracks of the San Diego and Arizona Railway Company all engines, trains, motors and cars of both applicant and San Diego and Arizona Railway Company shall come to a full stop at a distance of not less than fifty (50) feet from the crossing and shall not pass over the same until it has been ascertained that it is safe to do so.

(5) The Commission reserves the right to make such further orders relative to the location, construction, operation, maintenance and protection of said crossings 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.

Dated at San Francisco, California, this 24th
day of June, 1916.

Max Thelen
H. B. Glass
W. E. Gordon
Edwin O. Edgerton

Commissioners.