

ORIGINAL

Decision No. 3910

Decision No. _____

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
 COUNTY OF SAN BERNARDINO for per-)
 mission to construct a highway)
 at grade across the tracks of The) Application No. 1903.
 Atchison, Topeka and Santa Fe)
 Railway Company near Helen,)
 San Bernardino County, California.)

By the Commission,

ORDER

COUNTY OF SAN BERNARDINO, having on October 5, 1915, filed with the Commission an application for permission to construct a highway at grade across the tracks of The Atchison, Topeka and Santa Fe Railway Company near Helen, San Bernardino 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 permission has been granted by The Atchison, Topeka and Santa Fe Railway Company for the construction of said crossing at grade, and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said tracks, and that this application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, That permission be hereby granted COUNTY OF SAN BERNARDINO to construct a highway at grade across the tracks of The Atchison, Topeka and Santa Fe Railway Company near Helen, San Bernardino County, California, described as follows:

"Beginning on line of said Railroad at Engineer's Station 1159 plus 82.5; thence N 67° 30' W 50 ft. to the westerly property line of said Railroad; thence N 26° 24' E 40 ft. along said westerly property line of said railroad; thence S 67° 30' E 100 ft. to the easterly property line of said Railroad; thence S 26° 24' W 40 ft. along said easterly property line of said railroad; thence N 67° 30' W 50 ft. to point of beginning."

All of the above as shown by the map attached to the application; said crossing to be constructed subject to the following conditions, viz.:-

(1) The entire expense of constructing the crossing, together with the cost of its maintenance thereafter in good and first-class condition for the safe and convenient use of the public shall be borne by applicant, except for the portion between the rails and two feet outside thereof which shall be maintained by the Railroad Company.

(2) Said crossing shall be constructed of a width of not less than twenty (20) 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 for the passage thereover of vehicles and other road traffic.

(3) The present crossing one mile east of Helen Station shall be closed to public travel.

(4) 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.

Dated at San Francisco, California, this 2nd day of December, 1916.

J. H. Loveland

W. L. Gordon

Frank P. DeWitt

Commissioners.