

# ORIGINAL

Decision No. 41017

Decision No. \_\_\_\_\_

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the appli- )  
cation of SOUTHERN PACIFIC ( )  
COMPANY for permission to ( )  
construct a branch line of ( )  
railroad at grade across ( )  
certain public highways be - ( )  
tween Calipatria and West- ( )  
moreland, Imperial County, ( )  
California. ( )  
.....

Application No. 2689.

By the Commission.

## ORDER

SOUTHERN PACIFIC COMPANY, a corporation, having on Decem-  
ber 22, 1916, filed with the Commission an application for permis-  
sion to construct a branch line of railroad at grade across certain  
public highways between Calipatria and Westmoreland, Imperial County,  
California, as hereinafter indicated; and it appearing to the Com-  
mission that this is not a case in which a public hearing is neces-  
sary; that the proposed crossings are not within the limits of an  
incorporated town or city and no franchise is needed for the con-  
struction of said crossings at grade; and it further appearing that  
it is not reasonable nor practicable to avoid grade crossings with  
said public highways, and that this application should be granted  
subject to the conditions hereinafter specified;

IT IS HEREBY ORDERED, That permission be hereby granted  
Southern Pacific Company to construct a branch line of railroad at  
grade across certain public highways between Calipatria and West-  
moreland, Imperial County, California, described as follows:

1. "Crossing of traveled road.

Beginning at a point in the easterly line of traveled road, said point being distant westerly 1292 feet, more or less, from the easterly line of Section 21, TWP 12 S, R 14 E, SBM, and distant southerly 80.5 feet, from the northerly line of said Section 21; thence parallel with the aforesaid northerly line of Section 21 N 89° 57' W, 60 feet, more or less, to the westerly line of said traveled road.

2. "Crossing of Traveled Road.

Beginning at a point on the easterly line of traveled road, said point being distant westerly 2607 feet, more or less, from the easterly line of Section 21 TWP 12 S, R 14 E, SBM, and distant southerly 82 feet from the northerly line of said Section 21; thence parallel with the aforesaid northerly line of said Section 21, N 89° 57' W, 102 feet, more or less, to the westerly line of said traveled road.

3. "Crossing of Traveled Road.

Beginning at a point on the easterly line of traveled road, said point being distant easterly 42 ft., from the westerly line of Sec. 21, T 12 S, R 14 E, SBM, and distant southerly 84.5 feet from the northerly line of said Sec. 21; thence, parallel with the north line of said Sec. 21, N 89° 57' W, 76 feet to the westerly line of said traveled road.

4. "Crossing of Traveled Road.

Beginning at a point in the westerly line of traveled road, said point being distant easterly 275 feet, more or less, from the westerly line of Section 20, TWP 12 S, R 14 E, SBM, and distant 76.5 feet from the northerly line of said Sec. 20; thence easterly and parallel with the aforesaid northerly line of Section 20, S 89° 57' E, 54 feet, more or less, to the easterly line of said traveled road.

5. "Crossing of North End Road.

Beginning at a point in the westerly line of aforesaid north end road, said point being on the line between Section 19 and Section 20 TWP 12 S R 14 E SBM and distant southerly 76.5 feet from the northerly line of aforesaid Section 20; thence easterly parallel with the aforesaid northerly line of Section 20, S 89° 57' E 30 feet to the easterly line of said deced road.

6. "Crossing of Traveled Road.

Beginning at a point in the easterly line

of traveled road, said point being distant westerly 670 feet, more or less, from the easterly line of Section 19, TWP 12 S R 14 E SBM and distant southerly 76.5 feet, from the northerly line of said Sec. 19; thence westerly parallel with the aforesaid northerly line of Section 19, N 89° 57' W 60 feet, more or less, to easterly bank of irrigation canal, said bank being the westerly line of aforesaid traveled road.

7. "Crossing of Traveled Road.

Beginning at a point on the easterly line of traveled road, said point being distant easterly 29.3 feet, from the westerly line of Sec. 24, TWP 12 S R 13 E SBM, and distant southerly 80 feet from the north line of said Sec. 24; thence parallel with the north line of said Sec. 24, N 89° 58' W 61 feet to the westerly line of said traveled road.

8. "Crossing of Traveled Road.

Beginning at a point on the easterly line of traveled road, said point being distant easterly 20 feet, from the westerly line of Sec. 23, T 12 S R 13 E SBM and distant southerly 80 feet, more or less, from the northerly line of said Sec. 23; thence parallel with the north line of said Sec. 23, N 89° 58' W, 40 feet to the westerly line of said traveled road.

9. "Crossing of Traveled Road.

Beginning at a point on the easterly line of traveled road, said point being distant easterly 26.3 feet, from the westerly line of Sec. 22, T 12 S R 13 E SBM, and distant southerly 80 feet from the northerly line of said Sec. 22; thence parallel with the north line of said Sec. 22, N 89° 58' W, 60 feet more or less to the westerly line of said traveled road.

10. "Crossing of Traveled Road.

Beginning at a point on the southerly line of traveled road, said point being distant northerly 43 feet, more or less, from the southerly line of Section 21 T 12 S, R 13 E, SBM, and distant westerly 625.5 feet from the southeast corner of the southwest  $\frac{1}{4}$  of said Section 21; thence N 0° 0 1/2' E, 30 feet, more or less, to the northerly line of said traveled road.

11. "Crossing of Traveled Road.

Beginning at a point on the northerly line of traveled road, said point being distant northerly 40 feet, more or less, from the southerly line of Tract 123, T13S, R13E, SBM and distant westerly 1033.45

feet from the easterly line of said Tract 123; thence S 00° 0 1/2' W, 60 feet, to the southerly line of said traveled road.

12. "Crossing of Traveled Road.

Beginning at a point on the northerly line of traveled road, said point being distant southerly 2618 feet, more or less, from the northerly line of Tract 177, T 13 S, R 13 E, SBM, and distant westerly 1033 feet, more or less, from the easterly line of said Tract 177; thence S 00° 0 1/2' W, 30 feet, more or less, to the southerly line of said traveled road.

13. "Eighth Street, Westmorland.

Beginning at a point in the southerly line of Eighth Street, as per map No. 59, Records of Imperial County, said point being distant S 89° 54' E, 254.8 feet from the easterly line of H Street; thence N 00° 0- 1/2' E, 66 ft. to the northerly line of Eighth Street.

14. "Seventh Street, Westmorland. Main Line.

Beginning at a point on the southerly line of Seventh Street as per Map No. 59, Records of Imperial County, said point being distant S 89° 54' E, 256.8 feet, from the easterly line of H Street; thence N 00° 0 1/2' E 66 feet to the northerly line of Seventh Street.

15. "Crossing Sixth Street, Westmorland. Main Line.

Beginning at a point on the southerly line of Sixth Street, as per map No. 59, Records of Imperial County, said point being distant easterly 257.4 feet, from the easterly line of H Street; thence north 00° 0-1/2' E, 80 feet to a point on the northerly line of Sixth Street.

16. "Crossing Fifth Street, Westmorland. Main Line.

Beginning at a point in the southerly line of Fifth Street, as per Map No. 59, Records of Imperial County, said point being distant easterly 258.2 feet, from the easterly line of H Street; thence north 00° 0-1/2' East, 80 feet to a point on the northerly line of Fifth Street.

17. "Crossing of Main Street, Westmorland. Main Line

Beginning at a point on the southerly line of Main Street, as per Map No. 59, Records of Imperial County, said point being distant easterly 258.9 feet from the easterly line of H Street; thence north 00° 0-1/2' E, 100 feet to a point on the northerly line of Main Street.

18. "Crossing of Third Street, Westmorland. Main Line.

Beginning at a point on the southerly line of

Third Street, as per Map No. 59, Records of Imperial County, said point being distant easterly 259.5 feet from the easterly line of H Street; thence north  $0^{\circ} 0-1/2'$  East, 80 feet, to a point on the northerly line of Third Street.

19. "Crossing of Second Street, Westmorland. Main Line.

Beginning at a point on the southerly line of Second Street, per Map No. 59, Records of Imperial County, said point being distant easterly 260.1 feet from the easterly line of H Street; thence north  $0^{\circ} 0-1/2'$  East, 80 feet, to a point on the northerly line of Second Street.

20. "Crossing of First Street, Westmorland. Main Line.

Beginning at a point on the southerly line of First Street, as per Map No. 59, Records of Imperial County, said point being distant easterly 260.9 feet from the easterly line of H Street; thence north  $0^{\circ} 0-1/2'$  E, 66 feet, to a point on the northerly line of First Street.

21. "Crossing of Weston Avenue, Westmorland.

Beginning at a point on the northerly line of Weston Avenue, as per Map No. 59, Records Imperial County, said point being distant easterly 262.8 feet from the easterly line of H Street, thence south  $0^{\circ} 0-1/2'$  W, 66 feet, to a point on the southerly line of Weston Avenue."

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

(1) The entire expense of constructing the 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 the county roads to be crossed 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 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 15th day of January, 1917.

Max Thelen

A. H. Howard

Erwin C. Edgerton

Franz R. Berlin

Commissioners.