

Decision No. 6273.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of the)
COUNTY OF SACRAMENTO for permission to)
construct a public road crossing over)
the tracks of the Southern Pacific Com-) Application No. 4118.
pany on the Sacramento Southern Branch,)
near Freeport, in Sacramento County.)

By the Commission.

ORDER

COUNTY OF SACRAMENTO having on September 28, 1918, filed with the Commission an application for permission to construct a highway crossing at grade over the tracks of the Southern Pacific Company, Sacramento Southern Branch near Freeport, in lieu of an existing crossing on the same road about one mile distant from the crossing applied for, and having on March 5, 1919, filed a letter and amended map showing a slight change in location of the proposed crossing; and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the Southern Pacific Company has expressed its willingness that the proposed crossing be constructed provided the existing crossing near Engineer Station 401 be abandoned; and it further appearing that the county road near the existing crossing, near Engineer Station 401, has been rendered dangerous by inroads of the Sacramento River into the embankment; that public convenience and necessity demand that the crossing be relocated as set forth in the application and as shown on the above-mentioned amended map; that railway traffic over this branch line is very light; that it is not reasonable nor practicable to avoid a grade crossing

with the tracks of the Southern Pacific Company, and that this application should be granted subject to the conditions hereinafter specified;

IT IS HEREBY ORDERED, That permission be and the same is hereby granted the COUNTY OF SACRAMENTO to construct a highway crossing at grade over the tracks of the Southern Pacific Company near the Town of Freeport, in the County of Sacramento, State of California, as shown on the amended map filed March 5, 1919; said crossing to be constructed subject to the following conditions, viz.:

(1) The existing crossing near Engineer Station 401 shall be abandoned and closed to public travel.

(2) The entire expense of constructing the crossing shall be borne by applicant. 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, with the exception of that portion between the rails and two (2) feet outside thereof, which shall be borne by the Southern Pacific Company.

(3) Said crossing shall be constructed twenty-four (24) feet in width, with grades of approach not exceeding five (5) 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.

(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 16th day of
April, 1919.

Edwin G. Edgerton

H. S. Loveland

H. A. B. ...

James ...

Commissioners.