

Decision No. 6394.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
the COUNTY OF SAN BERNARDINO for per-)
mission to construct a crossing over) Application No. 4529.
a railroad, for public highway pur-)
poses.)

By the Commission.

O R D E R

COUNTY OF SAN BERNARDINO having, on April 21, 1919, filed an application with the Commission for permission to construct a crossing at grade over the right of way and tracks of the Atchison, Topeka and Santa Fe Railway Company, near the Station of Kramer, County of San Bernardino, State of 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 and the same is hereby granted the COUNTY OF SAN BERNARDINO to construct a crossing at grade over the right of way and tracks of the Atchison, Topeka and Santa Fe Railway Company, near the Station of Kramer, in the County of San Bernardino, State of California, described as follows:

Beginning on the center line of the Atchison, Topeka and Santa Fe Railway Company's right of way on the branch line between Kramer and Johannesburg at Engineer's Station 162 + 10.65, said point being

north $05^{\circ} 29'$ East 64.15 feet from Engineer's Station 161 + 46.5, where said center line intersects the center line of Proposed Road; thence South $12^{\circ} 41'$ East 80.2 feet to a point on the Easterly right of way line of said Railway; thence along the said Easterly right of way line South $05^{\circ} 29'$ West 128.3 feet; thence North $12^{\circ} 41'$ West 160.4 feet to a point on the Westerly right of way line of said Railway; thence along said Westerly right of way line North $05^{\circ} 29'$ East 128.3 feet; thence South $12^{\circ} 41'$ East 80.2 feet to the 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 shall be borne by the applicant. The expense of its maintenance thereafter in good and first-class condition, for the safe and convenient use of the public, shall be borne by the applicant, except that portion between the rails and two (2) feet outside thereof, which shall be borne by the Atchison, Topeka and Santa Fe Railway Company.

at least

(2) Said crossing shall be constructed at least twenty (20) feet in width, 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 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 6th day of
June, 1919.

Erwin C. Edgerton

Frank R. Doherty

H. A. Brundage

Commissioners.