

ORIGINAL

Decision No. 6429

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application)
of the BOARD OF SUPERVISORS OF)
YOLO COUNTY for permission to)
construct a public highway, at) Application No. 4559.
grade, over the right of way and)
tracks of Southern Pacific Company)
near Langenour Switch, in said)
County.)

C. C. McDonald, District Attorney of Yolo County,
for applicant.

Frank V. Austin and S. W. Griggs for United States
Railroad Administration, Southern Pacific Co.

BY THE COMMISSION.

O P I N I O N.

This is an application by the Board of Supervisors of Yolo County for permission to construct a public highway crossing, at grade, over the tracks and right of way of the Southern Pacific Company, just south of Langenour Switch, in Yolo County. A public hearing was held in this proceeding at Woodland on June 17, 1919, before Examiner Bancroft.

From the evidence, it appears that there are numerous farmers residing east of the railroad right of way in the vicinity of the proposed crossing; that considerable land east of said crossing has been reclaimed by Reclamation District No. 737, and that when all the land has been reclaimed by this district and its adjacent district, there will be between 20,000 and 30,000 acres, the inhabitants of which will have no access to Woodland without crossing the Southern Pacific tracks. At present, the farmers east of the railroad, approximately 40 in number, in order

to reach Woodland, have to go by the way of Knight's Landing, about ten miles out of their way. It further appears that the conditions are not such as to render the separation of grades at the proposed crossing practicable.

The view of the railroad track at the site of the proposed crossing is at present obstructed to the north by five oak trees on the west side of the right of way, and to the south by two willow trees on the east side of the right of way, all of which should be removed, and by willow trees extending for some distance south along the west line of the right of way, which should be kept cut to the ground level. If this is done, the installation of the ordinary crossing sign will be a sufficient safeguard to those who will use the crossing.

O R D E R.

The COUNTY OF YOLO having applied to the Railroad Commission for permission to construct a highway crossing, at grade, over the right of way and tracks of Southern Pacific Company at the point hereinafter designated, a public hearing having been held and the Commission being fully advised in the premises,

IT IS HEREBY ORDERED that the County of Yolo be and it is hereby granted permission to construct a crossing, at grade, over the right of way and tracks of the Southern Pacific Company at the intersection of the south line of Section 4, Township 10, Range 2 East, M.D.B. & M., with the said railroad right of way, as shown on the map of a portion of Yolo County attached to the application in the above entitled proceeding and made a part thereof,

subject to the following conditions, and not otherwise:

1. The five oak trees on the west side of the right of way north of the crossing, and the two willow trees on the east side of the right of way of the Southern Pacific Company at or near the point of the proposed crossing shall be cut down and the willow trees along the Railroad Company's westerly line of the right of way south of the crossing shall be trimmed at least down to the level of the company's tracks.

2. The entire cost of constructing and installing this crossing and of cutting down and trimming these trees shall be borne by the County of Yolo.

3. The cost of maintaining this crossing in good and first class condition for the safe and convenient use of the public shall be borne by the County of Yolo, except that the cost of keeping the willows and other growth upon the Railroad Company's right of way properly trimmed for a distance of five hundred (500) feet, both north, east and south, west of the crossing, and of maintaining that portion of the crossing which lies between the rails and two feet on each side thereof, shall be borne by the Southern Pacific Company.

4. Said crossing shall be constructed to a width of not less than twenty-four (24) feet, with grades of approach not to exceed 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.

5. The Railroad 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, safety and necessity demands such action.

Dated at San Francisco, California, this 25th day of June, 1919.

Edwin A. Edgerton

Frank R. ...

Irving ...
Commissioners.