

ORIGINAL

Decision No. 7037.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application)
of the COUNTY OF IMPERIAL for)
permission to change railroad) Application No. 5184.
crossing.)
)

By the Commission.

O R D E R

COUNTY OF IMPERIAL having on December 11, 1919, filed an application with the Commission for permission to close an existing crossing at grade over the tracks of the Southern Pacific Railroad, located 391.2 feet east of the northwest corner of Section 27, Township 12 South, Range 14 East, S. B. M., near the Townsite of Bernice in said county, State of California, and to establish a new crossing at grade in lieu thereof, to be located 345.2 feet east of the southwest corner of Section 27, Township 12 South, Range 14 East, S. B. M., near said Townsite of Bernice; it appearing to the Commission that this is not a case in which a public hearing is necessary; that the Southern Pacific Railroad has consented to the above change in location of crossing; and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said railroad, and that this application should be granted subject to the conditions hereinafter specified;

IT IS HEREBY ORDERED, That the COUNTY OF IMPERIAL be and the same is hereby granted permission to close an

existing crossing at grade over the tracks of the Southern Pacific Railroad, located 391.2 feet east of the northwest corner of Section 27, Township 12 South, Range 14 East, S. B. M., near the Townsite of Bernice in said county, State of California, and to establish a new crossing at grade over the tracks of the Southern Pacific Railroad, in lieu thereof, to be located 345.2 feet east of the southwest corner of Section 27, Township 12 South, Range 14 East, S. B. M., near said Townsite of Bernice, all as shown by the maps attached to the application; said crossings to be handled subject to the following conditions, viz.:

(1) The entire expense of abandoning the existing crossing to be borne by the applicant.

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

(3) Said crossing shall be constructed not less than twenty-four (24) 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.

(4) The Commission reserves the right to make such further orders relative to the location, construction, operation, maintenance and protection of the new 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 17th
day of January, 1920.

Edwin O. Egerton
H. L. ...
George R. ...
H. L. ...
... Martin
Commissioners.