

Decision No. 7052.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application)
of the COUNTY OF SAN BERNARDINO)
for permission to construct a)
crossing over a railroad, for)
public highway purposes.)

Application No. 5183.

By the Commission.

O R D E R

COUNTY OF SAN BERNARDINO, having on December 11, 1919, filed an application with the Commission for permission to construct Central Avenue at grade over the tracks of the Atchison, Topeka and Santa Fe Railway Company, in the City of San Bernardino, County of San Bernardino, State of California, as more particularly described in the application and as shown by the map attached thereto; it appearing to the Commission that this is not a case in which a public hearing is necessary; that the Atchison, Topeka and Santa Fe Railway Company has consented to 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 railway, 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 COUNTY OF SAN BERNARDINO to construct Central Avenue at grade over the tracks of the Atchison,

Topeka and Santa Fe Railway Company, in the City of San Bernardino, County of San Bernardino, State of California, as more particularly described in the application and as shown by the map attached thereto; 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, with the exception of that portion of the crossing 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 Atchison, Topeka and Santa Fe Railway Company.

(2) Said crossing shall be constructed not less than twenty-four (24) feet in width, with grades of approach not exceeding two (2) 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) If, in the future, the travel over this crossing shall become heavy, or the view of the railroad tracks from the street approaching the crossing shall become obstructed from any cause whatsoever, said crossing shall be protected by an automatic flagman to be installed at the expense of the County of San Bernardino. The expense of maintaining the automatic flagman after same has been installed shall be borne by the Atchison, Topeka and Santa Fe Railway

Company.

(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 26th
day of January, 1920.

E. O. Edgerton
H. Lovelace
Frank C. Dwyer
H. A. Amundson

Commissioners.