

Decision No. 7298

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of the County of Orange for a change of location of a crossing at grade over the right of way of The Atchison, Topeka and Santa Fe Railway Company, within the County of Orange.

ORIGINAL

Application No. 5296.

By the Commission.

O R D E R

County of Orange having, on January 26, 1920, filed an application with the Commission for permission to change the location of a crossing at grade over the right of way of The Atchison, Topeka and Santa Fe Railway Company from Engineer Station 1579 + 87.5 to Engineer Station 1582 + 49.10 on the main line between Anaheim and Orange, in the County of Orange, State of California, as more particularly described in the application and as shown by the map attached thereto; and 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 change of location of said crossing at grade; 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 permission be and the same is hereby granted the County of Orange to change the location of a crossing at grade over the right of way and tracks of The Atchison, Topeka and Santa Fe Railway Com-

pany from Engineer Station 1579 + 87.5 to Engineer Station 1582 + 49.10 on the main line between Anaheim and Orange, in the County of Orange, 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, shall be borne by the applicant, with the exception of that portion of the crossing between the rails and two (2) feet outside thereof, which shall be borne by The Atchison, Topeka and Santa Fe Railway Company.

(2) Said crossing shall be constructed not less than sixteen (16) 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 22nd day of March, 1920.

Edwin C. Edgerton Frank R. Owen
H. D. Loveland H. H. Bourdige