

ORIGINAL

Decision No. 8600.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application)
of the People of the State of)
California on Relation of the)
Department of Engineering for an)
Order Authorizing the Construction)
of a State Highway Crossing over)
the Tracks of the San Diego &)
Arizona Railway Company, a Corpora-)
tion, one-fourth Mile West of)
Jacumba, San Diego County, California.)

Application No. 5579.

BY THE COMMISSION:

O P I N I O N

This is an application by California Highway Commission for permission to construct a crossing over the track of San Diego and Arizona Railway Company, hereinafter called Railway, about one-fourth mile west of Jacumba, San Diego County, as more particularly shown on Exhibit "A" attached to and made a part of said application.

Construction of the proposed over-crossing will eliminate an existing grade crossing at the same location.

The Railway agrees to the construction of the proposed crossing, and to the detail plans therefor.

Both applicant and the Railway agree as to a division of the expense of constructing the crossing, similar to that set forth in Decision No. 2026, in which ~~was~~ the estimated cost of a right angle crossing was assessed, -one-half to the Highway Commission and one-half to the railroad, and the excess

cost, due to the skew span construction, ~~approximately~~ three-fourths to the Highway Commission and one-fourth to the railroad.

In this case the estimated cost of a right angle crossing is \$10,473.75 and the estimated cost of the skew crossing proposed in the application is \$11,564.95, so that the excess cost of the skew crossing over that of the right angle crossing is \$1,091.20 .

O R D E R

People of the State of California on relation of the Department of Engineering, hereinafter called the California Highway Commission, having on April 16, 1920 made application to the Commission for permission to construct its highway over the track of San Diego and Arizona Railway Company, a corporation, about one-fourth mile west of Jacumba, San Diego County, shown more particularly on the map and profile attached to the application, both parties having agreed that the application be granted and to the division of cost of constructing said crossing, and it appearing to the Commission that a public hearing is not necessary and that this application should be granted under certain conditions hereinafter specified:

IT IS HEREBY ORDERED, that California Highway Commission be, and the same is hereby authorized to construct a state highway over the track of San Diego and Arizona Railway Company, at or near the point shown on the map attached to said application, subject to the following conditions, and not otherwise:

(1) The crossing shall be a bridge or overcrossing constructed at the point shown on the map attached to the application.

(2) Said crossing shall be constructed at an angle of approximately fifty-seven (57) degrees with the track of San

Diego and Arizona Railway Company, as shown on the plan attached to the application.

(3) Said crossing shall be constructed in conformity with the provisions as to clearances contained in the Commission's General Order No.26.

(4) The cost of constructing said crossing shall be borne as follows: California Highway Commission and San Diego and Arizona Railway Company shall each pay five-thousand two-hundred thirty-six dollars eighty-seven cents (\$5,236.87) or one-half (1/2) of the estimated cost of a right angle crossing of ten-thousand four-hundred seventy-three dollars seventy-five cents (\$10,473.75) and all cost in excess of this estimated cost of ten-thousand four-hundred seventy-three dollars seventy-five cents (\$10,473.75) shall be borne three-fourths (3/4) by California Highway Commission and one-fourth (1/4) by San Diego and Arizona Railway Company, or in similar proportions if the total cost should be below or above the sums indicated.

(5) The present grade crossing at or near the proposed crossing shall be legally closed and abandoned as a public highway crossing.

(6) The installation of said crossing shall be made within one year from the date of this order unless further time is granted by subsequent order herein and unless so completed within the time specified the authorization herein granted shall lapse and become void.

(7) The Commission shall be notified in writing of the completion of the installation of said crossing within thirty(30) days thereafter.

(8) 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 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, 1921.

H. J. Loveland
Frank R. Kelly
H. W. B. ...
Erving ...
Commissioners.