

Decision No. 8915-

**ORIGINAL**

**BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA**

In the matter of the application of the Board of Supervisors of the County of San Joaquin, State of California, for permission to construct a public road at grade across the tracks of the Southern Pacific Company at the line between Sections 14 and 23, Township 1 South, Range 6 East, Mount Diablo Base and Meridian, about one mile north of Lathrop, San Joaquin County.
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) Application No. 6635

By the Commission:

**O R D E R**

The Board of Supervisors of the County of San Joaquin, State of California, having on March 11, 1921, filed with the Commission an application for permission to construct a public road at grade across the tracks of the Southern Pacific Company at the line between Sections 14 and 23, Township 1 South, Range 6 East, Mount Diablo Base and Meridian, about one mile north of Lathrop in said County, as hereinafter indicated, and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the Southern Pacific Company has signified by letter that it has no objection to the construction of said crossing at grade, and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said tracks, and that the application should be granted subject to the conditions hereinafter specified

**IT IS HEREBY ORDERED**, That permission be hereby granted the Board of Supervisors of the County of San Joaquin

State of California, to construct a road at grade across the tracks of the Southern Pacific Company, described as follows to wit:

"Beginning at the point of intersection of the center line of the L. J. Squires Road No. 461 and the westerly line of the right of way of the Southern Pacific Railroad Company, approximately 2841 feet east of the east line of the Mossdale Public Highway and on the section line between Sections 14 and 23 of Township 1 South, Range 6 East, M. D. B. & M., thence for the center line of said proposed public crossing across the right of way of said railroad company to the point of intersection of said center line and the easterly line of the right of way of the Southern Pacific Railroad Company north of said center line on the section line above mentioned at a point 454 feet west of the west line of a public highway, thence continuing east for said center line to the east line of the right of way of said railroad company on the south side of said center line on said section line at a point 304 feet west of the west line of the above mentioned public highway;"

and as shown on the map attached to the application and marked Exhibit "A," said crossing to be constructed subject to the following conditions, viz:

(1) The entire expense of constructing the crossing shall be borne by applicant. The cost of its maintenance up to a line two (2) feet outside the rails 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 Company.

(2) The crossing shall be constructed of a width not less than twenty-four (24) feet and at an angle of approximately ninety (90) degrees to the railroad and with grade of approach not greater than four (4) per cent; shall be protected by a suitable crossing sign and shall, in every way, be made safe for the passage thereon of vehicles and other road traffic.

(3) Applicant shall, in writing, notify this Commission of the completion of the installation of said crossing within thirty (30) days thereof.

(4) 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.

(5) The existing public crossing located one-half mile north of the crossing herein authorized shall be closed.

(6) The Commission reserves the right to make such further orders relative to the location, construction, operation, maintenance and protection of said crossing as 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 2nd  
day of May, 1921.

H. J. Loveland  
H. B. Bunnell  
David Martin  
Charles H. Rowell

Commissioners.