

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the matter of the application of the)
Board of Supervisors of the County of)
San Bernardino, State of California, for)
permission to construct a public road)
at grade across the tracks of the)
Atchison, Topeka and Santa Fe Railway) Application No. 6679.
Company at the section line between)
sections five and six, Township 8 North,)
Range 4 East, S.B.M., near Troy, San Ber-)
nardino County.)

BY THE COMMISSION:

O R D E R

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The Board of Supervisors of San Bernardino County, State of California, having on March 24, 1921, filed with the Commission an application for permission to construct a public road at grade across the tracks of Atchison, Topeka and Santa Fe Railway Company 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 Atchison, Topeka & Santa Fe Railway 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 crossing 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 Bernardino, State of California, to construct a road at grade across the tracks of the Atchison, Topeka & Santa Fe Railway Company described as follows, to-wit:

" A strip of land forty feet wide, twenty feet on either side of the section line between Sections five and six, T. 8 N., R. 4 E., S.B.M., crossing the two hundred foot right of way of the Atchison, Topeka & Santa Fe Railway; said strip of land being more particularly described as follows:

Beginning at a point on the center line of the right of way of the Atchison, Topeka & Santa Fe Railway at Engineers Station 37536 - 50.26, said point being N. 80 degrees 50 minutes W., 20.26 feet from the intersection of the section line between Sections five and six, T. 8 N., R. 4 E., and the center line of said Atchison, Topeka & Santa Fe Railway right of way; thence north 101.29 feet to a point on the north right of way line of said railway; thence S. 80 degrees 50 minutes E., 40.52 feet along said north right of way line; thence south 202.59 feet to a point on the south right of way line of said railway; thence N. 80 degrees 50 minutes W., 40.52 feet along said south right of way line; thence north 101.30 feet to the point of beginning."

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 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 Atchison, Topeka and Santa Fe Railway Company.

(2) The crossing shall be constructed of a width not less than twenty-four (24) feet and at an angle of eighty (80) degrees fifty (50) minutes to the railroad and with grade of approach not greater than three (3) 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 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 7th day of May, 1921.

H. H. Howard

H. H. Brundage

Charles H. Rowell

W. H. Brundage

Commissioners.