

ORIGINAL

Decision No. 27072.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of the people of the State of California, on relation of the Department of Public Works, for an order authorizing the alteration of a highway crossing at grade across the tracks of the Southern Pacific Company one half mile south of Turlock, in Stanislaus County, California.

Appl. No. 19285.

BY THE COMMISSION:

O R D E R

The People of the State of California, on relation of the Department of Public Works, Division of Highways, on January 29, 1934, applied for authority to reconstruct and alter a public road known as Road X-Sta-4-A at grade across the tracks of Southern Pacific Company, south of the south city limits of the City of Turlock, County of Stanislaus, California. Southern Pacific Company, on May 8, 1934, signified, in writing, that it has no objection to the alteration of said crossing at grade.

It appearing that a public hearing is not necessary herein; that it is neither reasonable nor practicable at this time to provide a grade crossing with said tracks at the point mentioned and that the application should be granted,

IT IS HEREBY ORDERED that the People of the State of California, on relation of the Department of Public Works, Division of Highways, are hereby authorized to reconstruct and alter Road X-Sta-4-A at grade across the tracks of Southern

Pacific Company, at the location as shown by the map (Exhibit "A") attached to the application, subject to the following conditions and not otherwise:

- (1) The above crossing is identified as Crossing No. B-127.0.
- (2) The entire expense of reconstructing and altering the crossing shall be borne by applicant. The cost of maintenance of that portion of said crossing outside of lines two (2) feet outside of the outside rails shall be borne by applicant. The maintenance of that portion of the crossing between lines two (2) feet outside of the outside rails shall be borne by Southern Pacific Company.
- (3) The crossing shall be constructed of a width and at an angle to the railroad substantially as shown on Exhibit "A" attached to the application, and with grades of approach not greater than three (3) per cent; shall be constructed equal or superior to type shown as Standard No. 3 in our General Order No. 72; and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.
- (4) Two (2) Standard No. 5 signals, as specified in General Order No. 75-A of this Commission, shall be installed at the sole expense of applicant for the protection of said crossing, and their maintenance thereafter shall be borne by Southern Pacific Company. Applicant shall file, within ninety (90) days from the date hereof, with the Commission for its approval, a circuit plan for said signals.
- (5) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing and of its compliance with the conditions hereof.
- (6) The authorization herein granted shall lapse and become void if not exercised within one (1) year from the date hereof unless further time is granted by subsequent order.

- (7) 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, public convenience and necessity demand such action.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 21<sup>st</sup> day of May, 1934.

O. Deane

Leon J. Whidell

W. A. ...

M. B. ...

A. ...

Commissioners.