

Decision No. 27943

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application )  
of the COUNTY OF VENTURA for an )  
order authorizing the SOUTHERN )  
PACIFIC COMPANY to grant an ease- )  
ment to the said County across )  
the track and right of way of )  
said Company, and for an order )  
authorizing certain improvements )  
to be made at said crossing be- )  
tween Santa Susana and Hesson. )

Application No. 19860

BY THE COMMISSION.

ORDER

The Board of Supervisors of the County of Ventura, State of California, on March 6, 1935, applied for authority to construct a public road known as Katherine Road at grade across the track of Southern Pacific Company, in the said County of Ventura. Southern Pacific Company, on April 15, 1935, signified, in writing, that it has no objection to the construction 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 separation or to avoid a grade crossing with said track at the point mentioned and that the application should be granted, subject to certain conditions,

IT IS HEREBY ORDERED that the Board of Supervisors of the County of Ventura, State of California, is hereby authorized to construct Katherine Road at grade across the track of Southern Pacific Company at the location more particularly described in the application and as shown by the maps attached thereto, subject to the following conditions and not otherwise:

- (1) The above crossing shall be identified as Crossing No. E-439.7.
- (2) The entire expense of constructing the crossing shall be borne by applicant. The cost of maintenance of that portion of said crossing up to lines two (2) feet outside of the rails shall be borne by applicant. The maintenance of that portion of the crossing between lines two (2) feet outside of the rails shall be borne by Southern Pacific Company. No portion of the cost herein assessed to applicant for the construction or maintenance of said crossing shall be assessed by applicant, in any manner whatsoever, to the operative property of Southern Pacific Company. Southern Pacific Company shall perform all actual work of constructing the crossing between lines two (2) feet outside of the rails.
- (3) The crossing shall be constructed of a width of not less than thirty (30) feet and at an angle of approximately sixty-five (65) degrees to the railroad and with grades of approach not greater than four (4) per cent; shall be constructed equal or superior to type shown as standard No. 2 in General Order No. 72 of this Commission, and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.
- (4) Two standard No. 3 wigwags, 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 of Katherine Road, Crossing No. E-439.7. The maintenance of these protective devices shall be borne by Southern Pacific Company.
- (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, the <sup>14</sup> 10 day of May, 1935.

Leon Whitely

W. H. Lee

M. B. Harris

W. H. Lee

W. H. Lee

Commissioners.