

Decision No. 28844

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 )  
construction of a crossing at separated ) Application No. 20380  
grades of the State Highway and the )  
tracks of The Atchison, Topeka and Santa )  
Fe Railway near Box Springs, in the )  
County of Riverside, State of California.)

BY THE COMMISSION.

**ORIGINAL**

O R D E R

The People of the State of California, on relation of the Department of Public Works, on February 13, 1936, applied for authority to construct a public highway, known as State Highway Route 19, at separated grades over the San Jacinto Branch of The Atchison, Topeka and Santa Fe Railway Company, at a point approximately one mile north of Box Springs in the County of Riverside, State of California. The Atchison, Topeka and Santa Fe Railway Company has signified, in writing, that it has no objection to the construction of said over-grade crossing.

It appearing that a public hearing is not necessary herein; that it is in the interest of public convenience and necessity that the over-grade crossing be constructed, 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, are hereby authorized to construct a public highway known as Road VIII-Riv-19-C at separated grades over the San Jacinto Branch of The Atchison, Topeka and Santa Fe Railway Company in the County of Riverside, State of California, at the location more particularly described in the application and substantially in accordance with and as shown by the plan attached to the application, subject to the following conditions:

- (1) The above crossing shall be identified as Crossing No. 2X-6.4-A.
- (2) The entire expense of constructing the crossing shall be borne by the applicant.
- (3) The maintenance of said structure shall be borne in accordance with the terms of an agreement to be entered into by applicant and The Atchison, Topeka and Santa Fe Railway Company, a copy of which shall be filed with this Commission within ninety (90) days from the date hereof.
- (4) Prior to the commencement of construction, applicant shall file with the Commission a plan for said crossing, showing clearances and roadway widths, which plan shall have been approved by the interested parties.
- (5) Said crossing shall be constructed with clearances conforming to the provisions of General Order No. 26-C of this Commission.
- (6) Prior to the beginning of actual construction of the crossing herein authorized, applicant shall file with this Commission, a certified copy of an appropriate ordinance or resolution, duly and regularly passed by the Board of Supervisors of the County of Riverside, instituting all necessary steps to legally abandon and effectively close the existing public grade crossing at Lawless Road and identified as Crossing No. 2X-6.3. Upon completion of the separation herein authorized and upon its being opened to public use and travel, said crossing 2X-6.3 shall be legally abandoned and effectively closed to public use and travel.
- (7) 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.
- (8) The authorization herein granted shall lapse and become void if not exercised within one year from the date hereof, unless further time is granted by subsequent order.

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

Dated at San Francisco, California, this 16<sup>th</sup> day of March, 1936.

M. B. Harris  
Leon Aubrey  
M. A. Cunn  
W. H. Moore

Commissioners