

Decision No. 28783.

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 crossings at separated grades of the Jibboom Street Connection to the I Street Viaduct and the tracks of the Southern Pacific Railroad in the City of Sacramento, County of Sacramento, State of California.

Application No. 20390.

ORIGINAL

BY THE COMMISSION:

O R D E R

The People of the State of California, on relation of the Department of Public Works, on February 20, 1936, applied for authority to construct a public road known as Jibboom Street, at separated grades over the main line and side tracks of Southern Pacific Company in the city of Sacramento. The cost of constructing the proposed crossing is to be paid from funds made available for the purpose by the Federal Government and Jibboom Street, being a city street in the City of Sacramento, that city has agreed to assume the cost of future maintenance of the structure.

It appears that upon completion of the proposed grade separation, three existing crossings at grade of a public street known as Second Street Extension can be closed to public use and travel.

Southern Pacific Company, on April 22, 1936, signified, in writing, that it has no objection to the construction of said overgrade crossing provided that no part of the original construction or future maintenance costs of the proposed overhead

viaduct are assessed to that company; that the present approach to the Sacramento River Bridge is removed from the premises without expense to that company; and that Second Street extension will be legally closed and abandoned as a public street and Southern Pacific Company be permitted to discontinue the twenty-four-hour human flagman maintained at Crossing No. A-88.9.

It appearing that a public hearing is not necessary herein; that it is in the interest of public convenience and necessity that the overgrade crossing be constructed; and that the application should be granted,

IT IS HEREBY ORDERED that the People of the State of California are hereby authorized to construct a public road known as Jibboom Street at separated grades over the main line and side tracks of Southern Pacific Company, in the City of Sacramento, County of Sacramento, State of California, at the location more particularly described in the application and substantially in accordance with and as shown by the plan attached thereto, subject to the following conditions:

- (1) The above crossing shall be identified as a portion of Crossing No. A-88.7-A.
- (2) The entire expense of constructing the crossing in good and first-class condition for safe and convenient use of the public shall be borne by applicant. The cost of maintaining said crossing shall be borne by the City of Sacramento.
- (3) Prior to the commencement of construction, applicant shall file a set of plans for said crossing, which plans shall have been approved by the interested parties.
- (4) Within six months from the date of this Order, applicant shall file a certified copy of an agreement between the interested parties covering the terms of construction and maintenance of said crossing.

- (5) Upon completion of the crossing herein authorized, the existing crossings at grade of Second Street Extension with the main line and side tracks of Southern Pacific Company and identified as Crossings Nos. A-88.9, A-88.75-C and A-88.95-C shall be legally abandoned and effectually closed to public use and travel.
- (6) Said overhead crossing shall be constructed with clearances conforming to the provisions of our General Order No. 26-C.
- (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 (1) 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 4th day of May, 1936.

M. B. Davis
Leon Anthony
M. J. Carr
Walter H. ...
Frank R. Deven
Commissioners.