

Decision No. 29187

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 grade of the State highway and the tracks of the Holton Interurban Railway, 3.5 miles east of El Centro, in the County of Imperial, State of California.

Application No. 20711

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 August 14, 1936, applied for authority to construct a public road known as State Highway Route No. 201 at grade across the track of the Holton Interurban Railway, in the vicinity of El Centro, Imperial County. The Holton Interurban Railway, on September 9, 1936, 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 People of the State of California, on relation of the Department of Public Works, are hereby authorized to construct State Highway Route No. 201 at grade across the track of the Holton Interurban Railway, at the location more particularly described in the application and as shown by the map attached thereto, subject to the following conditions and not other-

wise:

- (1) The above crossing shall be identified as Crossing No. 49-702.1.
- (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 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 the Holton Interurban Railway.
- (3) The crossing shall be constructed of a width of not less than thirty (30) feet and at an angle of ninety (90) degrees to the railroad and with grades of approach not greater than one (1) per cent; shall be constructed equal or superior to type shown as Standard No. 2 in our General Order No. 72; shall be protected by a Standard No. 1 crossing sign, as specified in our General Order No. 75-A, 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 of this Commission, shall be installed at the sole expense of applicant for the protection of said crossing. The maintenance of said wigwags shall be borne by the Holton Interurban Railway.
- (5) 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 proper governmental body, instituting all necessary steps to legally abandon and effectively close the existing public grade crossing located approximately 150 feet south of the crossing herein authorized. Upon the completion of the crossing herein authorized and upon its being opened to public use and travel, said crossing shall be legally abandoned and effectively closed to public use and travel.
- (6) 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.
- (7) 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.
- (8) 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 13<sup>th</sup> day of October, 1936.

W. B. Harris  
Leon A. Wheeler  
W. H. Carr  
W. H. Carr  
Frank R. Brown

Commissioners