

Decision No. 29559

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of Application of
 SOUTHERN PACIFIC COMPANY for an
 order authorizing the construc-
 tion at grade of a side track
 across Estrada and Encina Streets,
 in the Unincorporated Town of
 Santa Margarita, County of San
 Luis Obispo, State of California.

Application No. 21021

ORIGINAL

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, on February 16, 1937, applied for authority to construct a side track at grade across Estrada and Encina Streets, in the Unincorporated Town of Santa Margarita, County of San Luis Obispo, State of California. The necessary franchise or permit has been granted by the Board of Supervisors of said County for the construction of said crossings at grade.

It appearing that a public hearing is not necessary herein; that it is neither reasonable nor practicable at this time to provide grade separations or to avoid grade crossings at the points mentioned and that the application should be granted,

IT IS HEREBY ORDERED that Southern Pacific Company is hereby authorized to construct a track at grade across a portion of Estrada and Encina Streets, in the Unincorporated Town of Santa Margarita, County of San Luis Obispo, State of California, at the locations more particularly described in the application and as shown by the maps attached thereto, subject to the following conditions:

- (1) The above crossing of Estrada Street shall be identified as a portion of Crossing No. E-235.2 and that of Encina Street as a portion of Crossing No. E-235.4.

- (2) The entire expense of constructing and thereafter maintaining the crossings in good and first-class condition for safe and convenient use of the public, shall be borne by applicant.
- (3) Said crossings shall be constructed equal or superior to the type shown as Standard No. 2, in our General Order No. 72, and shall be constructed of a width to conform to those portions of said streets now graded, with the tops of rails flush with the roadway and with grades of approach not exceeding two (2) per cent.
- (4) Two Standard No. 3 wigwags, as specified in General Order No. 75-A of this Commission, shall be installed and maintained at the sole expense of applicant, for the protection of the crossing of Estrada Street, Crossing No. E-235.2.
- (5) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossings 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 crossings, 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 19th day of February, 1937.

William H. ...
Leon ...
Francis ...
Ray ...
 COMMISSIONERS.