

Decision No. _____

29647

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of COUNTY OF CONTRA COSTA, a political subdivision of the State of California, for authority to construct grade crossings for a public highway crossing the spur tracks of The Atchison, Topeka & Santa Fe Railway Company, a corporation, near the properties of the Pioneer Rubber Mills and Great Western Electro Chemical Company, east of Pittsburg, in the County of Contra Costa, State of California.

Application
No. 21038.

ORIGINAL

BY THE COMMISSION:

O R D E R

The Board of Supervisors of Contra Costa County, on March 1, 1937, applied for authority to construct a public road at grade across spur tracks of The Atchison, Topeka and Santa Fe Railway Company at two points in the vicinity of Pittsburg. The Atchison, Topeka and Santa Fe Railway Company, on March 15, 1937, signified, in writing, that it had no objection to 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 with said tracks at the points mentioned; and that the application should be granted,

IT IS HEREBY ORDERED that the Board of Supervisors of the County of Contra Costa, State of California, is hereby authorized to construct a county road at grade across spur tracks of The Atchison, Topeka & Santa Fe Railway Company at the locations more particularly described in the application and as shown by the map attached thereto, subject to the following conditions and not otherwise:

- (1) The crossing referred to as "Proposed Crossing No. I" on said map shall be identified as Crossing No. 2-1154.98-C, and those referred to as "Proposed Crossing No. II" and "Proposed Crossing No. III" shall, for purposes of identification, be considered as one crossing and identified as Crossing No. 2-1154.70-C.
- (2) The entire expense of constructing the crossings shall be borne by applicant. The cost of maintenance of those portions of said crossings outside of lines two (2) feet outside of the outside rails shall be borne by applicant. The maintenance of those portions of the crossings between lines two (2) feet outside of the outside rails shall be borne by The Atchison, Topeka and Santa Fe Railway Company.
- (3) The crossings shall be constructed of a width of not less than twenty-four (24) feet 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 each be protected by two (2) Standard No. 1 crossing signs, 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) Upon completion of the crossings herein authorized applicant shall legally abandon and effectively close to public use and travel the crossings in the vicinity of the crossings herein authorized, identified as follows:

Crossing No. 2-1154.91-C
2-1154.93-C
2-1154.95-C
2-1154.96-C
- (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 5th day
of ~~March~~ ^{April}, 1937.

Walter M. M.
Leon A. M.
Frank R. M.
Robert M.
W. J. M.
W. J. M.
Commissioners