

- (1) The entire expense of constructing and thereafter maintaining the crossing in first-class condition for safe and convenient railway use shall be borne by the Southern Pacific Company. The foregoing together with the method of safeguarding operation thereof and the allocation of other expenses which may be incurred in connection with the use of the crossing shall be agreed to in writing between the Southern Pacific Company and The Atchison, Topeka and Santa Fe Railway Company and a certified copy of such agreement shall be filed with the Commission within six months after the date of this order.
- (2) In the use of the crossing herein authorized, all engines, cars, or trains approaching the crossing on the tracks of the industry spur of the Southern Pacific Company shall come to a stop not less than ten feet (10') nor more than fifty feet (50') from the nearest rail of the crossing, and shall not proceed thereafter until receiving an appropriate signal from a flagman or other qualified employee. Such signal shall not be given until it has been definitely ascertained that no engines, cars, or trains are approaching from either direction on the conflicting route under conditions which will render it possible for an interference to occur with the movement about to be made over the crossing. All engines, cars, or trains on the tracks of The Atchison, Topeka and Santa Fe Railway Company shall approach the crossing at a speed no greater than that from which a stop can be made before fouling the crossing in the event the crossing is occupied or about to be occupied by an engine, car, or train on the conflicting route. Engines, cars, or trains on the tracks of The Atchison, Topeka and Santa Fe Railway Company shall take precedence in the use of the crossing.
- (3) Operating bulletins issued by the Southern Pacific Company and The Atchison, Topeka and Santa Fe Railway Company, governing the use of the rail crossing herein authorized under the conditions herein outlined, shall be filed with the Commission on or before the date when operation over the crossing is commenced.

Within thirty days after completion pursuant to this order, the Commission shall be so advised in writing: This authorization shall become void if not exercised within one year unless time be extended, or if its conditions are not complied with. This authorization may be revoked or modified if public convenience, necessity, or safety so require. This order shall be effective immediately.

Dated at San Francisco California, this 21st day of November, 1944.

Justus F. Cassen
Francis R. Haven
Edward C. Long

COMMISSIONERS