

ORIGINAL

Decision No. 11630

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of)
Southern Pacific Company for permis-)
sion to construct a spur track at)
grade across California Avenue near)
the City of Fresno, in the County of)
Fresno, State of California.)

Application No. 8593.

BY THE COMMISSION:

ORDER

Southern Pacific Company, a corporation, having on January 22, 1923, filed with the Commission an application for permission to construct a spur track at grade across California Avenue near the City of Fresno, in the County of Fresno, State of California, as hereinafter indicated, and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the necessary franchise or permit has been granted by the Board of Supervisors of said County of Fresno for the construction of said crossing at grade, and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said California Avenue, and that this application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED that permission be, and it is, hereby granted Southern Pacific Company to construct a spur

track at grade across California Avenue near the City of Fresno, in the County of Fresno, State of California, described as follows:

Beginning at the point of switch at Engineer Station 15 plus 79 of the Fresno Branch of the Southern Pacific Railroad Company, which point is 30 feet easterly from the east line of Block 13, Woodward's Addition to the City of Fresno; thence westerly on a 7° curve to the left 78 feet to point of frog; thence on a tangent 20 feet in a southwesterly direction; thence southwesterly on a 20° curve to the left 80 feet; thence on a tangent in a southwesterly direction 30 feet; thence westerly along a 20° curve to the right 40 feet to a point on the south boundary line of California Avenue, said last described point being 130 feet easterly from the easterly line of Van Ness Avenue.

All of the above as shown by the map (San Joaquin Division Drawing A-1903) attached to the application; said crossing to be constructed subject to the following conditions, viz:-

(1) The entire expense of constructing the crossing, together with the cost of its maintenance thereafter in good and first-class condition for the safe and convenient use of the public, shall be borne by applicant.

(2) Said crossing shall be constructed of a width and type of construction to conform to that portion of California Avenue now graded, with grades of approach not exceeding three (3) per cent; shall be protected by a suitable crossing sign and shall in every way be made safe for the passage thereover of vehicles and other road traffic.

(3) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing.

(4) The authorization herein granted for the installation of said crossing shall lapse and become void one year from the date of this order unless further time is granted by subsequent order.

(5) 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 the public convenience and necessity demand such action.

This order shall become effective ten (10) days after the making thereof.

Dated at San Francisco, California, this 8th day of February, 1923.

C. Leary
H. B. Brundage
Iving Martin

Commissioners.