

ORIGINAL

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 spur track)
across Sunnyside Avenue, in the)
vicinity of Zante, County of)
Tulare, State of California.)

Application No. 9327

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, having on August 17, 1923, filed with the Commission an application for permission to construct a spur track at grade across Sunnyside Avenue in the vicinity of Zante, County of Tulare, 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 Board of Supervisors of said County of Tulare 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 Sunnyside 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 Sunnyside Avenue in the vicinity of Zante, County of Tulare, State of California, described as follows:

COMMENCING at a point in the westerly line of Sunnyside Avenue opposite and at right angles to Southern Pacific Company's Engineer Station 4062+93; thence northerly a distance of 165 feet to a point in the easterly line of said Sunnyside Avenue opposite and at right angles to Southern Pacific Company's Engineer Station 4061+38, which said center line intersects center line of the County Highway, or said Sunnyside Avenue, at a point 3453 feet southerly from the north line of Section 10, Township 21 South, Range 27 East.

All of the above as shown by the map (San Joaquin Division Drawing A-2323) 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 said road now graded, with the top of rails flush with the pavement, and with grades of approach not exceeding One (1) 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 will 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 three (3) days after the making thereof.

Dated at San Francisco, California, this 23rd day of August, 1923.

C. Seaver

Dwight M. Mason

J. T. Whittelsey
Commissioners.