

Decision No. 13333

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the matter of application of ()
Southern Pacific Company for an ()
order authorizing the construction ()
at grade of a spur track at grade () Application No. 9910
across County Road, in the vicinity ()
of Friant, County of Fresno, State ()
of California. ()

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission the 24th day of March, 1924, asking for authority to construct a spur track at grade across a county road in the vicinity of Friant, County of Fresno, State of California, as hereinafter set forth. The necessary franchise or permit has been granted by the Board of Supervisors of said County for the construction of said crossing at grade, and it appears to this Commission that the present proceeding is not one in which a public hearing is necessary; that it is neither reasonable nor practicable at this time to avoid a grade crossing with said county road and that this application should be granted subject to the conditions hereinafter specified.

THEREFORE, IT IS HEREBY ORDERED, that permission and authority be and it is hereby granted to Southern Pacific Company to construct a spur track at grade across county road, in the

vicinity of Friant, County of Fresno, State of California, as follows:

Center line of proposed railroad spur track crosses the center line of the existing County Road at a point which is two hundred and eight (208) feet south of the east quarter (E 1/4) corner of Section 36, Township 11 South, Range 20 East, M.D.B. & M., Fresno County, California, and at a distance of two hundred seventy-nine and four tenths (279.4) feet at right (90 degrees) angles west of the east line of said Section 36.

All of the above as shown by the map 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) If said crossing shall not have been installed within one year from the date of this order, the authorization herein granted shall then lapse and become void, 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 27th day of March, 1924.

C. Seawey
H. B. ...
George Martin
George ...
Commissioners.