

Decision No. 13694

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of The Atchison, Topeka and Santa
Fe Railway Company, a corporation,
for authority to construct a spur
track across a County Road near
Strathmore, State of California.)

) Application No. 10,130.

BY THE COMMISSION:

ORIGINAL

O R D E R

The Atchison, Topeka and Santa Fe Railway Company, a corporation, filed the above entitled application with this Commission on the 2nd day of June, 1924, asking for authority to construct a spur track at grade across a County Road in the vicinity of Strathmore, County of Tulare, 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 provide a separated grade crossing at the point mentioned in this application, or to avoid a grade crossing with said 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 The Atchison, Topeka and Santa Fe Railway Company to construct a spur track at grade across County Road, in the vicinity of Strathmore, County of Tulare, State of California, as follows:

A spur track lying parallel with and distant 41.5 ft. northerly from the center line of The A.T. & S.F. Ry. Co.'s Strathmore Spur, and crossing the County Road which runs north and south between

Sec. 33 and Sec. 34, T.20 S., R.27 E., M.D.M.

All of the above as shown by the map (Division Engineer's Drawing No.V-4-313) 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 four (4) 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 12th day of
June, 1934.

C. Leavelle
H. B. Sandberg
James Martin

Commissioners.