

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 across 12th  
Avenue, in the City of Delano, County  
of Kern, State of California.

**ORIGINAL**

Application No. 10233

BY THE COMMISSION:

O R D E R.

SOUTHERN PACIFIC COMPANY, a corporation, filed the above-entitled application with this Commission on the 27th day of June, 1924, asking for authority to construct a spur track at grade across 12th Avenue, in the City of Delano, County of Kern, State of California, as hereinafter set forth. The necessary franchise or permit has been granted by the Board of Trustees of said City 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 separated grade crossing at the point mentioned in this application, or to avoid grade crossing with said street, 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 12th Avenue, in the City of Delano, County of Kern, State of California, as follows:

Commencing at a point in the Northerly boundary line of 12th Avenue, Westerly 207 feet measured along said Northerly boundary line of 12th Avenue from the Westerly boundary line of Eighth Street, said point of commencement also being located Easterly 13 feet measured at right angles to Southern Pacific Railroad Company's main track center line as constructed at Engineer Station 9888+73; thence in a Southerly direction, parallel to Railroad Company's main track center line and 13 feet easterly therefrom, 80 feet to an intersection with the Southerly boundary line of said 12th Avenue.

All of the above as shown by the map (A-2553) 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 street now graded, with the top of rails flush with the pavement, and with grades of approach not exceeding two (2) per cent; shall be protected by suitable crossing signs, 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 two (2) days after the making thereof.

Dated at San Francisco, California, this 14 day of

July, 1924.

Chas. E. Seaver  
Alb. Brindley  
Dwight Martin  
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Commissioners.