

Decision No. 14009

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 Orange Street, Walnut)
Street and Vine Street, in the)
City of Porterville, County of)
Tulare, State of California.)

Application No. 10415.

ORIGINAL

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 22nd day of August, 1924, asking for authority to construct a spur track at grade across Orange Street, Walnut Street and Vine Street, in the City of Porterville, County of Tulare, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 224) has been granted by the Board of Trustees of said City for the construction of said crossings 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 crossings at the points mentioned in this application, or to avoid grade crossings with said Orange Street, Walnut Street and Vine 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 Orange Street, Walnut

Street and Vine Street, in the City of Porterville, County of Tulare, State of California, as follows:

BEGINNING at the intersection of the Northerly line of Locust Street with the center line of the alley twenty (20) feet wide between "D" Street and Hockett Street; thence North along said center line of said alley crossing Orange Street, Walnut Street and Vine Street to a point in the South line of Olive Street.

All of the above as shown by the map (San Joaquin Division Drawing AB-2601) attached to the application; said crossings to be constructed subject to the following conditions, viz:-

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

(2) Said crossings shall be constructed of a width and type of construction to conform to those portions of said streets 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 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 crossings.

(4) If said crossings 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 crossings 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 5th day of September, 1924.

H. B. Burdick

Dwight Martin

Ernest S. Lee

J. F. Whitney
Commissioners.