

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
the Board of Supervisors of the County )  
of Kern for an order authorizing the )  
said County of Kern to construct a )  
county road over and upon the right )  
of way of The Atchison, Topeka and )  
Santa Fe Railroad, between Sections )  
14 & 23, Township 29 South, Range 26 )  
East, M. D. B. & M. )

Application No. 10325.

**ORIGINAL**

BY THE COMMISSION:

O R D E R

The Board of Supervisors of the County of Kern, State of California, having filed the above entitled application with this Commission on the 25th day of July, 1924, asking for authority to construct public roads at grade across the track of The Atchison, Topeka and Santa Fe Railway Company, as hereinafter set forth. Said Railroad Company has signified by letter that it has no objection to 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 grade separations or to avoid grade crossings with said track at the points mentioned in this application, 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 Board of Supervisors of the County of Kern, State of California, to construct County Roads No. 67 and 522 at grade across the track of The Atchison, Topeka and Santa Fe Railway Company, as follows:

BEGINNING at a point on the westerly boundary of the right of way of the Atchison, Topeka and Santa Fe Railroad, which point lies on the north side of and twenty (20) feet from the south boundary of Section 14, Township 29 South, Range 26 East, M.D. B. & M., and running thence easterly and parallel to said south boundary a distance of fifty-one (51) feet, thence northeasterly at right angles to said Railroad to a point lying on the west side of and twenty (20) feet from the east boundary of said Section 14, Thence northerly and parallel to last named east boundary to intersect the easterly boundary of the right of way of said Railroad, thence southeasterly and along easterly boundary of said Railroad to a point on the east side of and twenty (20) feet from the east boundary of said Section 14, thence southerly and parallel to east boundary of said Section 14 a distance of ten (10) feet, thence southwesterly at right angles to said Railroad to a point on the easterly side of and forty (40) feet from the Westerly boundary of the right of way of said Railroad, thence southeasterly and parallel to said Railroad a distance of thirty-eight (38) feet, thence northeasterly at right angles to said Railroad to intersect the easterly boundary of the right of way of said Railroad, thence southeasterly at right angles a distance of forty (40) feet, thence southwesterly at right angles to said Railroad to a point lying on the east side of and twenty (20) feet from the west boundary of Section 24 of said Township and Range, thence southerly and parallel to last named west boundary to intersect the westerly boundary of the right of way of said Railroad, thence northwesterly and along last named westerly boundary to the place of beginning.

as shown by the map attached to the application, said crossings to be constructed subject to the following conditions, namely:

(1) The entire expense of constructing the crossings shall be borne by applicant. The cost of their maintenance up to lines two (2) feet outside of the outside rails shall be borne by applicant. The maintenance of that portion of the crossings between lines two (2) feet outside of the outside rails shall be borne by The Atchison, Topeka and Santa Fe Railway Company.

(2) The crossings shall be constructed of widths not less than twenty-four (24) feet and at an angle of ninety (90) degrees to the railroad and with grades of approach not greater than five (5) per cent; shall be protected by suitable crossing signs and shall in

every way be made safe for the passage thereon 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 from the making thereof.

DATED at San Francisco, California, this 16<sup>th</sup> day of September, 1924.

C. A. Seavey  
H. B. Brundage  
Iwing Martin  
Edwin Shore

Commissioners.