

ORIGINAL

Decision No. 18726.

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 temporary spur  
track across State Highway in the  
vicinity of Slater, County of  
Kern, State of California.

Application No. 13993.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 12th day of August, 1927, asking for authority to construct a temporary spur track at grade across the State Highway in the vicinity of Slater, County of Kern, State of California, as hereinafter set forth. The necessary franchise or permit (No. 61144) has been granted by the California Highway Commission for the construction of said temporary crossing at grade. 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 grade separation or to avoid a grade crossing at the point mentioned in this application with said State Highway 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 temporary spur track at grade across the State Highway in the vicinity of Slater, County of Kern, State of California, at the location hereinafter particularly described and as shown by the map (San Joaquin Div'n Dwg. A-3301) attached to the application.

DESCRIPTION OF CROSSING.

COMMENCING at a point 50 feet distant measured at right angles easterly from the center line of the Southern Pacific Railroad Company's main track extending through the west half of Section 29, Township 27 South, Range 26 East, M.D.M. at Engineer's Station 10700+40; thence in a southeasterly direction along a circular curve to the left (the tangent to said curve at last mentioned point bears South 24° 54' East) having a radius of 458.59 feet a distance of 150 feet to an intersection with the easterly boundary line of the California State Highway and end of line being described.

Said crossing to be constructed subject to the following conditions, namely:

(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 equal or superior to type shown as Standard No. 3, in General Order No. 72 of this Commission but with untreated plank and shall be constructed without superelevation and of a width to conform to that portion of said highway now graded with the tops of rails flush with the pavement, and with grades of approach not exceeding one (1) per cent; shall be protected by two 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) The authorization herein granted for the installation of said crossing shall lapse and become void on April 30, 1928, whereupon said crossing shall be abolished unless further time is granted by subsequent order of this Commission.

(5) No train, engine, motor or car shall be operated over said crossing unless said train, engine, motor or car shall be under full control and unless traffic on the highway be protected by two members of the train crew or other competent employees acting as flagmen.

(6) 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.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 18<sup>th</sup> day of August, 1927.

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*C. A. Kearney*  
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*Leon Whittell*  
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*Paul S. Kauter*  
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*M. J. Carr*  
Commissioners.