

NAW:IR

ORIGINAL

Decision No. 19248.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of application of Southern Pacific Company for an order authorizing the construction at grade of a spur track across a portion of Sarah Street, in the vicinity of Fresno, County of Fresno, State of California.

) Application No. 14308.

BY THE COMMISSION:

ORDER

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 30th day of December, 1927, asking for authority to construct a spur track at grade across a portion of Sarah Street in the vicinity of Fresno, County of Fresno, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution, dated November 29th, 1927) has been granted by the Board of Supervisors of said County for the construction of said 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 Sarah 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 Sarah Street in the vicinity of Fresno, County of Fresno, State of California, at the location hereinafter particularly described and as shown by the map (San Joaquin Division Drawing A-3316) attached to the application.

Description of Crossing

Commencing at the intersection of the center line of Sarah Street with the southerly line of California Avenue shown on that certain map entitled "Ara Park"; said map filed for public record March 3d-1914- and entered in Volume 7 of Record of Plots at Page 27, Fresno County, California Records; thence south $0^{\circ} 36'$ West along said center line of Sarah Street a distance of 484.92 feet to point of beginning of center line of proposed Industry Track hereinafter described. Thence in a northerly direction along a circular curve to the left (the tangent to said curve at last mentioned point bears north $0^{\circ} 36'$ East) having a radius of 458.59 feet a distance of 65.33 feet to end of curve; thence north $7^{\circ} 34'$ West a distance of 156.27 feet to beginning of curve; thence continuing in a northerly direction along a circular curve to the right, having a radius of 458.59 feet a distance of 65.33 feet to end of curve; thence north $0^{\circ} 36'$ East, parallel and 31.5 feet distant measured at right angles westerly from said center line of Sarah Street a distance of 200.0 feet more or less to an intersection with said southerly line of California Avenue and end of center line proposed Industry Track above described.

The above crossing shall be identified as Crossing No. B-207-i-C.

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. 2, in General Order No. 72 of this Commission and shall be constructed without superelevation and of a width to conform to that portion of said street now graded, with the tops of rails flush with the roadway, and with grades of approach not exceeding one (1) 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) Nothing in this order shall be construed as an authorization by this Commission for the construction of a track in such a manner as will be contrary to any of the provisions of General Order No. 26-C of this Commission.

(4) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing.

(5) 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.

(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 11th day of January, 1928.

Leon Whittell
Chas. E. ...
Edmund ...
Thos. D. ...
M. A. Carr
Commissioners.