

ORIGINAL

Decision No. 19670

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

<p>In the Matter of the Application of the Visalia Electric Railroad Company, a corporation, for per- mission to construct a grade crossing of the tracks of said company with a public highway in the said County of Tulare.</p>)
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Application No. 14349.

BY THE COMMISSION:

ORDER

Visalia Electric Railroad Company, a corporation, filed the above entitled application with this Commission on the 18th day of January, 1928, asking for authority to construct a side track at grade across a paved county road running along the north line of the south half of Section 23, Township 20 South, Range 27 East, Mount Diablo Base and Meridian, in the vicinity of El Mirador, County of Tulare, State of California, as hereinafter set forth. 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 points mentioned in this application with said County Road 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 Visalia Electric Railroad Company to construct a side track at grade across a county road running along the north line of the south half of Section 23, Township 20 South, Range 27 East, Mount Diablo Base and Meridian, in the vicinity of El Mirador, County of Tulare, State of California, at a point approximately thirteen hundred (1300) feet west of the center of said Section and as shown by the map (Exhibit "A") attached to the application.

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 and shall be constructed of a width to conform to that portion of said road now graded, with the tops of rails flush with the pavement, and with grades of approach not exceeding those shown on Exhibit "B" attached to the application; 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) 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.

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

Dated at San Francisco, California, this 25th day of April, 1928.

Leon Whittell

Thos. J. Powell

M. J. Lewis
Commissioners