

Decision No. 20935.

ORIGINAL

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" Street, in the City of Fillmore,  
County of Ventura, State of Cali-  
fornia.

Application No. 15502.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 25th day of March, 1929, asking for authority to construct a spur track at grade across "A" Street in the City of Fillmore, County of Ventura, State of California, as hereinafter set forth. The necessary franchise or permit has been granted by the City Council and Board of Trustees of said city 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 "A" 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 "A" Street in the City of Fillmore,

County of Ventura, State of California, at the location hereinafter particularly described and as shown by the map (Los Angeles Division Drawing D-204, Sheet No. 1) attached to the application.

DESCRIPTION OF CROSSING

Beginning at a point in the spur track serving the Fillmore Citrus Association, said point being also in the easterly line of A Street distant northerly thereon 19.00 feet from the centre line of the Southern Pacific Railroad Company's main track; thence northwesterly through a number seven switch and along a curve concave to the southwest a distance of 75.00 feet to a point in the westerly line of A Street, said point being distant northerly thereon 29.00 feet from the centre line of said main track.

The above crossing shall be identified as a portion of Crossing No. B.E. 424.1.

Said crossing to be constructed subject to the following conditions, and not otherwise:

(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 without super-elevation and of a width to conform to that portion of said street now graded, with the tops of rails at same elevation as main line rails and flush with the pavement, and with grades of approach not exceeding three (3) per cent; shall be protected by a Standard No. 1 crossing sign as specified in General Order No. 75 of this Commission and shall in every way be made suitable 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 2<sup>nd</sup> day of April, 1929.

Thos. S. Lattin

C. S. ...

Leon ...

M. J. ...

Commissioners.