

Decision No. 22880

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of
the County of Madera, concerning
the relocation of crossing No. 27-52.6,
on the Minarets and Western Railroad.

Application No. 16779.

ORIGINAL

BY THE COMMISSION:

O R D E R

The Board of Supervisors of the County of Madera, State of California, filed the above entitled application with this Commission on the 30th day of July, 1930, asking for authority to relocate a public road known as Crossing No. 27-52.6 at grade across the tracks of Minarets and Western Railroad, in the vicinity of Wishon as hereinafter set forth. Said Minarets and Western Railroad has signified by letter that it has no objection to the relocation of said crossing 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 a grade separation or to avoid a grade crossing with said track at the point 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 Madera, State of California, to relocate Road Crossing No. 27-52.6 at grade across the track of the Minarets and Western Railroad to a new location approximately Two Hundred Seventy-six (276) feet southerly of the present crossing as hereinafter particularly described and as shown by the map (Exhibit "A") attached to the application.

Description of Crossing

Said proposed location being in the Northeast quarter (NE $\frac{1}{4}$) of Section 26, Township 7 south, Range 22 east, about 1500 feet west of the quarterly corner common to Sections 26 and 25, in Township 7 south, Range 22 east, M.D.M.

The above crossing shall be identified as Crossing No. 27-52.6.

Said crossing shall be relocated subject to the following conditions and not otherwise:

(1) The cost of construction and maintenance of that portion of said crossing outside of lines two (2) feet outside of the outside rails shall be borne by applicant. The cost of construction and maintenance of that portion of the crossing between lines two (2) feet outside of the outside rails shall be borne by the Minarets and Western Railroad.

(2) The crossing shall be constructed of a width of about twenty (20) feet substantially in accordance with Standard No. 2 as specified in General Order No. 72 of this Commission; 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 thereon of vehicles and other road traffic.

(3) The existing crossing Two Hundred Seventy-six (276) feet northerly of the crossing herein authorized and

identified by the same crossing number shall be legally closed and effectively abandoned.

(4) 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 16th day of September, 1930.

C. L. Seamy

Leon A. Whipple
Wm. S. Lott

Commissioners.