

Decision No. 11257

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of)
Southern Pacific Company for per-)
mission to relocate a spur track at)
grade across County Highway in the)
vicinity of Visalia, County of)
Tulare, State of California.)

Application 8407.

ORIGINAL

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, having on November 13, 1922, filed with the Commission an application for permission to relocate a spur track at grade across County Highway in the vicinity of Visalia, County of Tulare, State of California, as hereinafter indicated, and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the necessary franchise or permit has been granted by the Board of Supervisors of said County of Tulare for the relocation of said crossing at grade, and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said County Highway, and that this application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, that permission be and it is hereby granted Southern Pacific Company to relocate a spur track at grade across County Highway in the vicinity of Visalia, County of Tulare, State of California, the new location of said crossing being more particularly described as follows:

COMMENCING at a point in the westerly boundary line of said County Highway opposite and at right angles westerly from a point in the easterly boundary line of Section 29, T.18S., R.25E. M.D.B. & M., located southerly 577 feet from the northeast corner of the southeast quarter of said section; thence in an easterly direction measured along a line curving southerly 60 feet, more or less, to an intersection with the easterly boundary line of said County Highway, said point of intersection being located opposite and at right angles easterly 25 feet from a point in the aforesaid section line, southerly 549 feet from the northeast corner of the SE 1/4 of said Section 29.

All of the above as shown by the map (San Joaquin Div. Drawing No. A. 2173 Sheet 1) attached to the application; said crossing to be relocated subject to the following conditions, viz:-

(1) The entire expense of relocating 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 in its new location of a width and type of construction to conform to that portion of said County Highway now graded, 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) The roadway at the abandoned location of said crossing shall be restored to conform with the existing roadway of said Ninth Street.

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

(5) The authorization herein granted for the relocation of said crossing will lapse and become void one year from the date of this order 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.

Dated at San Francisco, California, this 18th day of November, 1922.

H. B. Brundage
James H. Martin
Chas. J. Brown
W. J. McDonald
Commissioners.