

ORIGINAL

Decision No. 1249

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BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of SOUTHERN PACIFIC COMPANY for an order authorizing the construction of a spur track at grade across County Road between El Prado and Gravel, in the County of Fresno, State of California.

Application No. 962.

O R D E R

By the Commission.

SOUTHERN PACIFIC COMPANY, a corporation, having on January 26, 1914 filed with the Commission an application for permission to construct a spur track at grade across County Road between El Prado and Gravel, in the County of Fresno, 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 said grade crossing is not within the corporate limits of a city or town, and therefore a franchise or permit is not necessary; and it further appearing that it is not reasonable nor practicable to avoid grade crossing with said County Road, and that the application should be granted subject to the conditions hereinafter specified.

IT IS HEREBY ORDERED That permission be hereby granted Southern Pacific Company to construct a spur track at grade across County Road between El Prado and Gravel, in the County of Fresno, State of California, to serve the Dry Creek Rock and Gravel Company, as shown by the map and profile attached to the application and subject to the following conditions, viz:

- (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 of a width not less than twenty-four (24) feet, with grades of approach not exceeding six (6) per cent, and shall be ballasted with first-class stone or gravel ballast to a depth of not less than six (6) inches, and in every way made safe for the passage there-over of vehicles and other road traffic.

(3) 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 4<sup>th</sup>  
day of February, 1914.

John W. Caspeman

H. S. Lovland

Be Gordon

Edwin O. Edgerton

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Commissioners.