

Decision No. 1251.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

ORIGINAL

In the matter of the application of the
COUNTY OF TULARE, California, for per-
mission to construct a public highway at
grade across the tracks of Southern Paci-
fic Company and Southern Pacific Railroad
Company, at a point between Strathmore and
Zanto, in Section 10, Township 21 South,
Range 27 East, Mt. Diablo Base and Meridian,
in Tulare County, California.

Application No. 963.

O R D E R

By the Commission,

COUNTY OF TULARE, California, having on
January 26, 1914 filed with the Commission an application for per-
mission to construct a public highway at grade across the tracks
of Southern Pacific Company and Southern Pacific Railroad Company,
at a point between Strathmore and Zanto, in Section 10, Township
21 South, Range 27 East, Mt. Diablo Base and Meridian, in Tulare
County, California, as hereinafter indicated; and it appearing to
the Commission that this is not a case in which a public hearing
is necessary; that applicant has secured an easement of date
December 29, 1913 from the Southern Pacific Railroad Company and
the Southern Pacific Company, granting permission to make said
crossing at grade; and it further appearing that it is not reason-
able nor practicable to avoid grade crossing with said tracks,
and that the application should be granted subject to the condi-
tions hereinafter specified.

IT IS HEREBY ORDERED, That permission be hereby granted
County of Tulare, California, to construct a public highway cross-
ing at grade across the tracks of Southern Pacific Company and
Southern Pacific Railroad Company, between Strathmore and Zanto,
Tulare County, California, at Engineer's Station 4041 plus 91,
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 shall be borne by applicant. The expense of maintaining the crossing on each side of the tracks and up to within two (2) feet thereof, shall be borne by applicant. The expense of maintaining the crossing over the tracks and to a distance of two (2) feet on each side thereof, shall be borne by Southern Pacific Company and Southern Pacific Railroad Company.

(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 thereover 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 4th
day of February, 1914.

John M. Eschleman
H. S. Loveland
Benjamin
Edwin O. Edgerton

Commissioners.