

Decision No. ✓ _____.

ORIGINAL

Decision No. 1695

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of)
THE ATCHISON, TOPEKA AND SANTA FE)
RAILWAY COMPANY for permission to)
construct a passing track at grade)
across two (2) public highways in)
Del Rey, Fresno County, California.)
.....)

Application No. 1256.

ORDER

By the Commission,

THE ATCHISON, TOPEKA AND SANTA FE RAILWAY COMPANY, a corporation, having on July 25, 1914, filed with the Commission an application for permission to construct its passing track at grade across two (2) public highways in Del Rey, Fresno 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 Del Rey is not an incorporated town or city, so that no franchise or permit for the construction of said crossing is necessary; and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said public highways, and that the application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, That permission be hereby granted The Atchison, Topeka and Santa Fe Railway Company to construct its passing track at grade across two (2) public highways, in Del Rey, Fresno County, California, on the north side of its main line track, as shown by the map and profile attached to the application, and to be constructed subject to the following conditions, viz.:-

- (1) The entire expense of constructing the crossings, together with the cost of their maintenance thereafter in good and first-class condition for the safe and convenient use of the public shall be borne by applicant.

(2) Said crossings shall be constructed of a width and type of construction to conform to that portion of the public highways now graded, with grades of approach not exceeding six (6) per cent, and shall in every way be 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 crossings 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 29th day of July, 1914.

John M. Eshleman

Max Thelen

Edwin O. Edgerton

Commissioners.