

Decision No. 587.

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 spur track at grade across) Application 1757.
a county road at Del Rey, Fresno)
County, California.)
.....

By the Commission,

O R D E R.

THE ATCHISON, TOPEKA AND SANTA FE RAILWAY COMPANY, a corporation, having on July 3, 1915, filed with the Commission an application for permission to construct a spur track at grade across a county road at 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, hence no franchise or permit for the construction of said crossing at grade is necessary, and it further appearing that it is not reasonable nor practicable to avoid a 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 The Atchison, Topeka and Santa Fe Railway Company to construct its spur track at grade across a county road at 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; said spur track to be constructed subject to the following conditions, viz.:-

(I) 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 and type of construction to conform to that portion of the county road now graded, with grades of approach not exceeding four (4) per cent; shall be protected by a suitable crossing sign, and shall in every way be made safe and convenient 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 9th day of July, 1915.

H. D. Lovelace
W. G. Gordon
Edwin O. Edgerton
Frank R. Dohm

Commissioners.