

ORIGINAL

Decision No. _____.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

IN THE MATTER OF THE APPLICATION)
of COUNTY OF FRESNO for permission)
to construct and maintain a public)
highway crossing over the right of)
way and tracks of The Atchison,) Application No. 2235
Topeka & Santa Fe Railway Company,)
on Iowa Street, in the town of)
Navelencia.)

Wm. Radly for applicant.
J. W. Walker for The Atchison, Topeka &
Santa Fe Railway Co.
A. S. Votaw in propria persona.

GORDON, Commissioner.

O P I N I O N.

In this application filed with the Commission April 25, 1916, Fresno County seeks permission to open Iowa Street across the tracks of The Atchison, Topeka & Santa Fe Railway Company in the unincorporated town of Navelencia. A public hearing was held on June 14, 1916.

Navelencia is a town recently laid out and in which very few lots have been sold. The street upon which the Realty Company, which has subdivided the property, has erected its buildings is Lake Boulevard, an east and west street, open across the tracks of the Santa Fe which run about north and south. North of Lake Boulevard is an open crossing about three-quarters of a mile while to the south there is a public crossing

of about one-half mile distant. Iowa Street, the street sought to be opened, is about 1650 feet south of Lake Boulevard and is thus within some 900 feet of an existing crossing.

I am unable to see the necessity of this crossing at this time. It will undoubtedly be beneficial to the Realty Company which laid out the town, but the Commission has often stated that it could not grant permission for new crossings to be opened for this reason only. There is no settlement on the west side of the track and, although the east side has been developed, it does not appear that this Iowa crossing would add greatly to the convenience of those who live there, except possibly during the winter and even then a new crossing would not be needed if Lake Boulevard were improved. Undoubtedly the time will come when crossings will be needed in Navelencia closer together than one-half mile but at this time there is no course open but to deny this application.

I submit the following form of order.

O R D E R.

FRESNO COUNTY, California, having applied to the Commission for permission to construct a grade crossing over the tracks of The Atchison, Topeka & Santa Fe Railway Company on Iowa Street in the town of Navelencia and a public

hearing having been held and it appearing that this application should be denied,

IT IS HEREBY ORDERED, That this application be and the same is hereby denied.

Dated at San Francisco, California, this 30th day of June, 1916.

Max Thelen
W. H. Leland
W. H. Leland
Edwin O. Edgerton

Commissioners.