

ORIGINAL

Decision No. 3597-

Decision NO. _____.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of)
MINKLER SOUTHERN RAILWAY COMPANY for)
permission to construct its tracks)
at grade across Certain County Roads)
south of Lindsay, Tulare County,)
California.)
.....)

Application No. 2492.

By the Commission,

SUPPLEMENTAL ORDER

MINKLER SOUTHERN RAILWAY COMPANY, a corporation, having on August 9, 1916, filed with the Commission an application for permission to construct its tracks at grade across certain county roads south of Lindsay in Tulare County, California, and the Commission having on August 18th, in Decision Number 3582, granted the permission sought therein, and applicant having on August 23rd, 1916, filed a Supplemental Application asking permission to re-locate four of the crossings sought for in the original application; and there appearing to the Commission to be no reason why this supplemental application should not be granted.

IT IS HEREBY ORDERED, That the permission granted applicant to construct crossings Numbers 5, 6, 7 and 8 in the original application be and the same is hereby revoked.

IT IS HEREBY FURTHER ORDERED, That the permission be hereby granted Minkler Southern Railway Company to construct its tracks at grade across certain county roads south of Lindsay, Tulare County, California, described as follows:

5 A That certain highway running along the E. line of Sec. 17, T. 20 S., R. 27 E., M.D.B. & M., at a point approximately 510 feet S. of the N.E. Corner of the S.E. $\frac{1}{4}$ of said Section.

6 A That certain highway running along the E. line of the S.W. $\frac{1}{4}$ of Sec. 16, T. 20 S., R. 27 E., M.D.B. & M., at a point approximately 1110' N. of the S.E. Corner of said $\frac{1}{4}$ Section.

7 A That certain highway running along the E. line of the S.E. $\frac{1}{4}$ of Sec. 16, T. 20 S.,

R.27E., M.D.B. & M., at a point approximately
110 feet N. of the S.E. Corner of said $\frac{1}{4}$ Section.

8 A That certain highway running along
the S. line of the S.W. $\frac{1}{4}$ of Sec. 15, T.20S., R.
27E., M.D.B. & M., at a point approximately
310 feet E. of the S.W. Corner of said $\frac{1}{4}$ Section."

All of the above as shown by the map attached to the
Supplemental Application. The crossings 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 those portions of the County
roads to be crossed now graded, with grades of approach not
exceeding four (4) percent, and shall in every way be made safe
for the passage thereover of vehicles and other road traffic.

(3) Crossing No. 5 A shall be protected by a first-
class automatic flagman of a type approved by the Commission. The
expense of installing this flagman, together with the expense of
its maintenance thereafter shall be borne by the applicant.
Applicant shall, at its own expense install suitable crossing signs
at all other crossings.

(4) A public highway shall be constructed by applicant
north of its track between crossings 7 A and 8 A.

IT IS HEREBY FURTHER ORDERED, That applicant is, for a
period of sixth (60) days, granted permission to cross the high-
ways, described in the foregoing for crossings 7 A and 8 A, at their
intersection as shown by map attached to the application.

(5) 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 25th-day of August, 1916.

Max Thelen

H. Hornum

Chas. G. ...

Edwin O. Egerton

Frank R. ...

Commissioners.