

ORIGINAL

Decision No. 2604.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of)
VISALIA ELECTRIC RAILROAD COMPANY)
for permission to construct its) Application No. 2525.
track at grade across certain public)
highways in Tulare County, California.)
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By the Commission,

O R D E R.

VISALIA ELECTRIC RAILROAD COMPANY, a corporation,
having on August 26, 1916, filed with the Commission an applica-
tion for permission to construct its track at grade across
certain public highways in Tulare County, California, as here-
inafter indicated, and it appearing to the Commission that this
is not a case in which a public hearing is necessary; that
the proposed crossings are not within the limits of an incor-
porated town or city and no franchise is needed for the con-
struction of said crossings at grade, and it further appearing
that it is not reasonable nor practicable to avoid grade cross-
ings with said public highways, and that this application should
be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, That permission be hereby
granted Visalia Electric Railroad Company to construct its track
at grade across certain public highways in Tulare County,
California, described as follows:

"1. That certain public highway running East
and West along the line between Sections Twenty-six
(26) and Thirty-five (35), in Township Twenty (20)
South, Range Twenty-seven (27) East, Mount Diablo
Base and Meridian, at a point approximately Thirteen
Hundred and Twenty (1320) feet East of the Northwest
corner of said Section Thirty-five (35);

2. That certain public highway running North
and South along the line between Sections Thirty-
four (34), and Thirty-five (35) in Township Twenty
(20) South, Range Twenty-seven (27) East, Mount
Diablo Base and Meridian, at a point approximately

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Fifty-five (55) feet North of the quarter section corner on the West line of said Section Thirty-five (35);

3. That certain public highway running North and South along the West line of the East-half of the Northeast quarter of Section Thirty-four (34), in Township Twenty (20) South, Range Twenty-seven (27) East, Mount Diablo Base and Meridian, at a point approximately Fifty-five (55) feet North of the Southwest corner of the East-half of the Northeast quarter of said Section Thirty-four (34);

4. That certain public highway running North and South through the center of Section Thirty-four (34), Township Twenty (20) South, Range Twenty-seven (27) East, Mount Diablo Base and Meridian, at a point approximately Fifty-five (55) feet North of the center of said Section Thirty-four (34),;

5. That certain public highway running North and South along the line between Sections Thirty-three (33), and Thirty-four (34), in Township Twenty (20) South, Range Twenty-seven (27) East, Mount Diablo Base and Meridian, at a point approximately Fifty-five (55) feet North of the quarter section corner on the west line of said Section Thirty-four (34);

6. That certain public highway running North and South through the center of Section Thirty-three (33), in Township Twenty (20) South, Range Twenty-seven (27) East, Mount Diablo Base and Meridian, at a point approximately Fifty-five (55) feet North of the center of said Section Thirty-three (33);

7. That certain public highway running North and South along the East line of Sunnyside Addition to Strathmore, as shown and designated on the map or plat of said addition, recorded in the office of the County Recorder of the said County of Tulare, on the 10th day of December, 1913, in Book 13 of Maps, at page 11, said Tulare County Records, at a point approximately Fifty-five (55) feet North of the center line of the highway running along the south side of said Sunnyside Addition to Strathmore, as shown and designated on said map of said Addition, said last highway being an extension of the highway known and designated as Tay Street, in the Town of Strathmore;

8. That certain alley running North and South through the center of Sunnyside Addition to Strathmore, as shown and designated on the map or plat of said addition recorded in the office of the County Recorder of the said County of Tulare, on the 10th day of December 1913, in Volume Thirteen (13), of Maps, at page Eleven (11), said Tulare County Records, at a point approximately Fifty-five (55) feet North of the center line of the highway running along the South line of said Sunnyside Addition to Strathmore,

as shown and designated on said map or plat of said addition, said last mentioned highway being an extension of the highway known and designated as Tay Street in the Town of Strathmore;

9. That certain public highway running North and South through the Town of Strathmore, known and designated as Perth Avenue, on the map or plat of said Town of Strathmore, recorded in the office of the County Recorder of the said County of Tulare, on the 1st day of February, 1909, in Volume Eight (8), of Maps, at page Sixty-eight (68), said Tulare County Records, at a point approximately Fifty-five (55) feet North of the center line of Tay Street, in the said Town of Strathmore;

10. That certain alley in the Town of Strathmore, running Northwest and Southeast through Block Five (5), of the said Town of Strathmore, as shown and designated on the map or plat of said Town, recorded in the office of the County Recorder of the said County of Tulare, on the 1st day of February, 1909, in Volume Eight (8) of Maps, at page Sixty-eight (68), said Tulare County Records, at a point approximately Sixty (60) feet Northwest of the center line of Tay Street in said Town of Strathmore;

11. That certain public highway in the Town of Strathmore known and designated as Balfour Avenue, running Northwest and Southeast through the said Town of Strathmore, as shown and designated on the map of said Town recorded in the office of the County Recorder of the said County of Tulare, on the 1st day of February, 1909, in Volume Eight (8), of Maps, at page Sixty-eight (68), said Tulare County Records, at a point approximately Sixty (60) feet Northwest of the center line of Tay Street, in the said Town of Strathmore;

12. That certain alley running Northwest and Southeast through block Four (4), of the Town of Strathmore, as shown and designated on the map of said Town, recorded in the office of the County Recorder of the said County of Tulare, on the 1st day of February, 1909, in Volume Eight (8), of Maps, at page Sixty-eight (68), said Tulare County Records, at a point approximately Sixty (60) feet Northwest of the center line of Tay Street in said Town of Strathmore;

13. That certain public highway running Northwest and Southeast through the Town of Strathmore, known and designated as Copley Avenue, on the map or plat of said Town of Strathmore, recorded in the office of the County Recorder of the said County of Tulare, on the 1st day of February, 1909, in Volume Eight (8), of Maps, at page Sixty-eight (68), said Tulare County Records, at a point approximately One Hundred and Twenty-three (123)

feet Northwest of the center line of Tay Street, in the said Town of Strathmore."

All of the above as shown by the map attached to the application; said 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 public highways to be crossed now graded, with grades of approach not exceeding four (4) per cent; shall be protected by suitable crossing signs, 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 30th
day of August, 1916.

H. H. Howard
W. L. Gordon
Edwin O. Edgerly
James R. Dwyer

Commissioners.