

ORIGINAL

Decision No. 3794

Decision No. _____.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the appli-)
cation of SOUTHERN PACIFIC)
COMPANY for permission to)
construct a spur track at)
grade across a county road)
at Stout, Tulare County,)
California.)
.....)

Application No. 2594.

By the Commission.

O R D E R.

SOUTHERN PACIFIC COMPANY, a corporation, having on October 11, 1916, filed with the Commission an application for permission to construct a spur track at grade across a county road at Stout, Tulare 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 the proposed crossing is not within the limits of an incorporated town or city and no franchise is needed for the construction of said crossing at grade; and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said county road; and that this application should be granted subject to the conditions hereinafter specified;

IT IS HEREBY ORDERED, That permission be hereby granted Southern Pacific Company to construct a spur track at grade across a county road at Stout, Tulare County, California, described as follows:

"Beginning at a point on the north line of the county road, on the line between Sections 17 and 20, T20, R 27E, Tulare County, California, said point being 25 feet north of said

line and 41.5 feet southwesterly and at right angles to Engineer station 3796x77, said engineer station being a point on the main track of the Fresno Branch line of the Southern Pacific Railroad Company, between Exeter and Famosa; thence 54 feet southeasterly and parallel to said track to a point in the south line of the above mentioned county road."

All of the above as shown by the map attached to the application; said crossing to be constructed subject to the following conditions, viz.:

(1) 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 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 16th day of October, 1916.

Max Thelen
Alex G. Gordon
Edwin D. Edgerton
Frazer R. Dyer

Commissioners.