

ORIGINAL

Decision No. 3912

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 certain tracks at )  
grade across certain streets )  
and to remove certain tracks ( )  
in the City of Fresno, Fresno )  
County, California. ( )  
.....

Application No. 2649.

By the Commission.

O R D E R.

SOUTHERN PACIFIC COMPANY, a corporation, having on November 28, 1916, filed with the Commission an application for permission to construct certain tracks at grade across certain streets and to remove certain tracks in the City of Fresno, 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 the necessary franchise or permit has been granted by the City of Fresno for the construction of said crossings at grade and the removal of certain tracks; and it further appearing that it is not reasonable nor practicable to avoid grade crossings with the streets to be crossed; and that this application should be granted subject to the conditions hereinafter specified;

IT IS HEREBY ORDERED, That permission hereby be granted Southern Pacific Company to construct certain tracks at grade across certain streets and to remove certain tracks in the City of Fresno, Fresno County, California, described as follows:

## Crossings to be Constructed

### "Crossing Tuolumne Street.

#1 - Beginning at a point in the northerly line of Tuolumne St., 140 ft. more or less west of the N. W. corner of Tuolumne and E Sts; thence south parallel to the westerly line of 18th St. 80 ft. to an intersection with the southerly line of Tuolumne St.

#2 - Beginning at a point in the westerly point of Tuolumne St., 160 ft. more or less west of the N. W. corner of Tuolumne and E Sts.; thence in a southerly direction 80 ft., more or less, to an intersection with the southerly line of Tuolumne St., 176 ft. west of the S. W. corner of Tuolumne and E Sts.

#3 - Beginning at a point in the northerly line of Tuolumne St., 356 ft. more or less west of the N. W. corner of Tuolumne and E Sts.; thence in a southerly direction 80 ft. more or less to an intersection with the southerly line of Tuolumne St., 344 ft. more or less west of the S. W. corner of Tuolumne and E Sts.

#4 - Beginning at a point in the northerly line of Tuolumne St., 369 ft. more or less west of the N. W. corner of Tuolumne and E Sts; thence in a southerly direction 80 ft., more or less, to an intersection with the southerly line of Tuolumne St., 357 ft. more or less west of the S. W. corner of Tuolumne and E Sts.

#5 - Beginning at a point in the northerly line of Tuolumne St., 356 ft. west of the N. W. corner of Tuolumne and E Sts; thence in a southerly direction 80 ft. more or less to an intersection with the southerly line of Tuolumne St.; 370 ft. more or less, west of the S. W. corner of Tuolumne and E Sts.

#6 - Beginning at a point in the northerly line of Tuolumne St., 432 ft. west of the N. W. corner of Tuolumne and E Sts.; thence in a southerly direction parallel to E St., 80 ft. to an intersection with the southerly line of Tuolumne St.

### Crossing Mono Street.

#1 - Beginning at a point in the northerly line of Mono Street, 313 ft. more or less west of the N. W. corner of Mono and E St.; thence southerly parallel to E St., 80 ft. to an intersection with the southerly line of Mono Street.

#2 - Beginning at a point in the northerly line of Mono St., 378 ft. more or less west of the N. W. corner of Mono and E Sts., thence southerly and parallel to E St., 80 ft. to an intersection with the southerly line of Mono St.

### Crossing Ventura Street.

#1 - Beginning at a point in the northerly line of Ventura St., 313 ft. more or less west of the N. W. corner of Ventura and E Sts.; thence southerly parallel to E

Crossing Ventura Street - Cont'd.

St., 80 ft. to an intersection with the southerly line of Ventura St.

#2 - Beginning at a point in the northerly line of Ventura St., 378 ft. west of the N. W. corner of Ventura and E Sts.; thence southerly and parallel to E St., 80 ft. to an intersection with the southerly line of Ventura St.

Crossing Merced Street.

#1 - Beginning at a point in the northerly line of Merced St., 140 ft. west of the N. W. corner of Merced and E Sts.; thence in a southerly direction parallel to E St., 80 ft. more or less, to an intersection with the southerly line of Merced Street.

#2 - Beginning at a point in the northerly line of Merced St., 124 ft. west of the N. W. corner of Merced and E Sts.; thence in a southerly direction 80 ft., more or less, to an intersection with the southerly line of Merced St., 246 ft. more or less, west of the S. W. corner of Merced and E Sts.

Crossing Tulare Street.

#1 - Beginning at a point in the northerly line of Tulare St., 436 ft. west of the N. W. corner of Tulare and E Sts.; thence in a southerly direction 80 ft., more or less, to an intersection with the southerly line of Merced St., 426 ft., more or less west of the S. W. corner of Tulare and E Sts.

Crossing Kern Street.

#1 - Beginning at a point in the northerly line of Kern Street, 356 ft. west of the N. W. corner of Kern and E Sts.; thence southerly 80 ft. to an intersection with the southerly line of Kern St., 360 ft. west of the S. W. corner of Kern and E Sts.

Crossings to be Removed

Crossing Tuolumne Street.

#1 - Beginning at a point in the northerly line of Tuolumne St., 340 ft. west of the N. W. corner of Tuolumne and E Sts.; thence southerly parallel to E St.; 80 ft., more or less, to an intersection with the south line of Tuolumne St.

Crossing Tulare Street.

#1 - Beginning at a point in the northerly line of Tulare St., 426 ft. west of the N. W. corner of Tulare and E Sts.; thence south 80 ft. more or less to an intersection with the southerly line of Tulare St., 436 ft. west of the S. W. corner of Tulare and E Sts.

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 to conform to those portions of the streets 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 2nd day  
of December, 1916.

W. Overland  
W. Gordon  
Frank P. Perkins

Commissioners.