

Decision No. _____.

ORIGINAL

Decision No. 4124

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 public high-)
way in the City of Madera,)
Madera County, California.)
.....

Application No. 2767.

By the Commission.

O R D E R.

SOUTHERN PACIFIC COMPANY, a corporation, having on February 19, 1917, filed with the Commission an application for permission to construct a spur track at grade across a public highway in the City of Madera, Madera 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 Madera 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 public highway, 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 public highway in the City of Madera, Madera County, California, described as follows:

"Commencing at a point opposite and at right angles to Engineer Station 4828+68, said point being 41.5 feet at right angles southwesterly from the center line of the main track of the Central Pacific Railway Company between Lethrop and Fresno and 30 feet at right angles northerly from the southerly line of the

city limits of the City of Madera; thence southeasterly on a curve to the left a distance of 88 feet, one-half of said track lying within the city limits of the City of Madera and the other half outside the said city limits."

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 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 21st day of February, 1917.

Manuel J. DeLeon

W. H. ...

Stuart R. ...

Commissioners.