

ORIGINAL

Decision No. 4219

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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 North Avenue)
in Calwa, Fresno County,)
California.)
.....

Application No. 2820.

By the Commission.

O R D E R.

SOUTHERN PACIFIC COMPANY, a corporation, having on March 28, 1917, filed with the Commission an application for permission to construct a spur track at grade across North Avenue in Calwa, Fresno County, California; 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 North Avenue, 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 North avenue in Calwa, Fresno County, California, described as follows:

"Beginning at a point in the northerly line of North Avenue, said point of beginning being one foot more or less easterly from and at right angles to Engr. Sta. 6122 x 36, said Engr. Sta. being a point in the center line of the C.P.Ry. Co. main line as constructed, thence in a southerly direction,

following a curve to the east 58 feet more or less to an intersection with the southerly line of North Avenue, 6 feet more or less, easterly from and at right angles to Engr. Sta. 6122 x 94 more or less, as shown on attached print S.-J. Div. M of W A-729."

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 North Avenue now graded, with grades of approach not exceeding four (4) per cent; shall be protected by 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 31st day of March, 1917.

Max Thelen

H. B. Ireland

Frank R. Brown

Commissioners.