

# ORIGINAL

Decision No. 4719

Decision No. \_\_\_\_\_

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of	)	
SOUTHERN PACIFIC COMPANY for per-	)	
mission to construct a spur track at	)	Application No. 3240.
grade across Sherwood Avenue, near	)	
McFarland, Kern County, California.	)	
.....	)	

By the Commission.

## ORDER

SOUTHERN PACIFIC COMPANY, a corporation, having on September 29, 1917, filed with the Commission an application for permission to construct a spur track at grade across Sherwood Avenue, near McFarland, Kern 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 Sherwood 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 Sherwood Avenue, near McFarland, Kern County, California, described as follows:

Beginning at a point in the south line of Sherwood Ave. in Sec. 13, T 26S, R25E, MDE&M, said south line crossing the center line of the S.P.R.R. Co's main track at ES 10247x75.6, and said point of beginning being distant 41 feet, more or less, easterly from ES 10248x06 as measured along the south line of Sherwood Avenue, thence in a northerly direction on a

curve concave to the east with a radius of 458.59 feet, more or less, a distance of 61 feet, more or less, to a point in the north line of Sherwood Avenue, said point being distant easterly 65 feet, more or less, from the center line of the S.P.R.R. Co's main track as measured along the north line of Sherwood Avenue.

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 Sherwood Avenue 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 5th of October, 1917.

Manuel T. Kelley  
Edwin B. Edwards  
Edwin B. Edwards  
Edwin B. Edwards  
Frank R. Nelson

Commissioners.