

Decision No. 516.

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BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of SOUTHERN PACIFIC COMPANY for permission to construct two (2) passenger tracks at grade across Tulare Street, City of Fresno, Fresno County, California.

Application No. 451.

ORDER

By the Commission.

SOUTHERN PACIFIC COMPANY, a corporation, having on March 15, 1913, filed with the Commission an application for permission to construct two (2) passenger tracks at grade across Tulare Street, 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 applicant has secured the necessary franchise or permit from the Board of Trustees of said City of Fresno, authorizing the construction of said tracks at grade across said street; and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said street, and that the application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED that permission be hereby granted Southern Pacific Company to construct two (2) passenger tracks at grade across Tulare Street, City of Fresno, Fresno County, California, on the west side of its main line between "E" and "G" Streets, as shown by the map attached to the application, subject to the following conditions, viz.:

(1) The entire expense of constructing the crossings, together with the cost of their maintenance hereafter 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 length (parallel with the track) not less than thirty-six (36) feet, with grades of approach not exceeding six (6) per cent, and shall be ballasted with first-class stone or gravel ballast to a depth of not less than six (6) inches.

(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 21st day of March, 1913.

John W. Eubank
H. D. Loveland
Max. Thelen
Edwin C. Edgerton

Commissioners.