

Decision No. 5952.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
the BOARD OF TRUSTEES OF THE CITY OF)
FILLMORE for permission to install a)
grade crossing over the tracks of the)
Southern Pacific Railroad Company, be-)
tween Sespe Avenue and First Street,)
in said City of Fillmore.)

Application No. 4197.

By the Commission.

O R D E R

BOARD OF TRUSTEES OF THE CITY OF FILLMORE, having on October 31, 1918, filed with the Commission an application for permission to install a grade crossing over the tracks of the Southern Pacific Company, between Sespe Avenue and First Street, in the City of Fillmore, County of Ventura, State of California, as more particularly described and shown by the map filed with the application; and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the Southern Pacific Company has granted the necessary easement for the construction to be made; and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said tracks, and that this application should be granted subject to the conditions hereinafter specified;

IT IS HEREBY ORDERED, That permission be and the same is hereby granted the Board of Trustees of the City of Fillmore to install a grade crossing over the tracks of the Southern Pacific Company, between Sespe Avenue and First Street, in the City of

Fillmore, County of Ventura, State of California, as more particularly described and shown by the map filed with 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, except for the portion between the rails and two (2) feet outside thereof, which shall be maintained by the Southern Pacific Company.

(2) Said crossing shall be constructed of a width of not less than twenty (20) feet, 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) Prior to the opening of the crossing authorized in this order, the crossing located about one-fourth (1/4) of a mile northwest of the City Boundary of Fillmore, as described in paragraph 3 of the application and as shown on the map filed with the application, shall be closed.

(4) 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 20th day of November, 1918.

Samuel O. Egerton
W. H. Land
W. F. Gordon
James C. DeWine

Commissioners.