

ORIGINAL

Decision No. 6243.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of the)
 COUNTY OF TULARE for permission to con-)
 struct a crossing of a public highway)
 over a railroad of the Minkler Southern) Application No. 4466.
 Railway Company on the West line of Section)
 35, Township 17 South, Range 26 East,)
 Mt. Diablo Base and Meridian, near Woodlake.)

By the Commission.

ORDER

COUNTY OF TULARE having on March 27, 1919, filed an application with the Commission for permission to construct a crossing of a public highway over a railroad of the Minkler Southern Railway Company on the West line of Section 35, Township 17 South, Range 26 East, Mt. Diablo Base and Meridian, near the Town of Woodlake, County of Tulare, as more fully described in the application and as shown by the maps attached thereto; and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the Minkler Southern Railway Company has granted its permission for the necessary construction to be made; and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said railroad, 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 COUNTY OF TULARE to construct a crossing of a public highway over a railroad of the Minkler Southern Railway Company on the West line of Section 35, Township 17 South, Range 26

East, Mt. Diablo Base and Meridian, near the Town of Woodlake, County of Tulare, State of California, as more fully described in the application and as shown by the maps attached thereto; 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 the applicant, except that portion between the rails and two (2) feet outside thereof, which shall be maintained by the Railway Company.

(2) Said crossing shall be constructed of a width and type of construction to conform to that portion of the highway 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 4th day of April, 1919.

Edwin O. Edgerston
H. B. ...
H. B. ...
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Commissioners.