

Decision No. 6949.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
the CITY OF CLOVIS, a municipal)
corporation, to abolish a certain)
railroad crossing within said city)
and open another in lieu thereof.)
)
)

Application No. 5158.

By the Commission.

ORDER

CITY OF CLOVIS having on December 2, 1919, filed an application with the Commission for permission to abolish a grade crossing over the right of way and tracks of the Southern Pacific Company, said crossing lying immediately south of Ninth Street, and to open a crossing at grade over the right of way and tracks of the Southern Pacific Company at the intersection of Jefferson Avenue with said right of way, in the City of Clovis, County of Fresno, State of California, as shown by the map attached to 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 consented to the abandonment and opening of said crossings at grade; and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said railroad at the intersection of Jefferson Avenue with said right of way, 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 CITY OF CLOVIS to abolish a grade crossing over the right of way and tracks of the Southern Pacific Company, said crossing lying immediately south of Ninth Street, and to open a crossing at grade over the right of way and tracks of the Southern Pacific Company at the intersection of Jefferson Avenue with said right of way, in the City of Clovis, County of Fresno, State of California, as shown by the map attached to the application; said new crossing to be constructed subject to the following conditions, viz.:

(1) The entire expense of constructing the crossing shall be borne by the applicant. The expense 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 borne by the Southern Pacific Company.

(2) Said crossing shall be constructed not less than twenty-four (24) feet in width, 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 17th
day of December, 1919.

Edwin O. Egerton
H. D. Leonard
Frank R. Terhune
H. W. Brundage
Deane Martin
Commissioners.