

Decision No. 7039.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the matter of application of
MINKLER SOUTHERN RAILWAY COMPANY
for a permit to construct across
a county road along the south line
of Section Seven, Township Twenty-
two South, Range Twenty-eight East,
M. D. B. & M., Tulare County,
California, two additional tracks
as shown on the map and profile
filed herewith.

Application No. 5241.

By the Commission.

O R D E R

MINKLER SOUTHERN RAILWAY COMPANY, a corporation,
having on January 12, 1920, filed an application with the
Commission for permission to construct two tracks at grade
across a county road along the South line of Section Seven,
Township Twenty-two South, Range Twenty-eight East, M. D.
B. & M., in the County of Tulare, State of California, as
shown on the map and profile filed with the application;
it appearing to the Commission that this is not a case in
which a public hearing is necessary; that the proposed cross-
ings do not lie within the limits of an incorporated city or
town and no franchise is necessary for their construction at
grade; and it further appearing that it is not reasonable
nor practicable to avoid grade crossings with said road, and
that this application should be granted subject to the con-
ditions hereinafter specified;

IT IS HEREBY ORDERED, That permission be and the same is hereby granted MINKLER SOUTHERN RAILWAY COMPANY to construct two crossings at grade across a county road along the South line of Section Seven, Township Twenty-two South, Range Twenty-eight East, M. D. B. & M., in the County of Tulare, State of California, as shown on the map and profile filed with the application; said crossings to be constructed subject to the following conditions, viz.:

(1) The entire expense of constructing the crossings, together with the cost of their maintenance thereafter in good and first-class condition, for the safe and convenient use of the public, shall be borne by the applicant.

(2) Said crossings shall be constructed of a width and type of construction to conform to that portion of the road to be crossed now graded, with grades of approach not exceeding four (4) per cent; shall be protected by suitable crossing signs, 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 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 17th day of January, 1920.

Edwin C. Edger
H. D. ...
Frank ...
H. A. ...
Owing ...
Commissioners.