

Decision No. 7627

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
the Minkler Southern Railway Company,  
a Corporation, for authority to con-  
struct its line of railroad across  
two public highways in the County of  
Kern, State of California.

Application No. 5614.

By the Commission.

O R D E R

Minkler Southern Railway, a corporation, having, on April 22, 1920, filed with the Commission an application for permission to construct its main track, at grade, across two public highways in Kern 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 the proposed crossings are not within the limits of an incorporated town or city and no franchise is needed for the construction of said crossings at grade, and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said public highways, and that this application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, That permission be hereby granted Minkler Southern Railway to construct its main track, at grade, across two certain public highways in Kern County, California, described as follows:

CROSSING "A": That certain public highway running east and west between Sections 22 and 27 in T. 29 S., R. 27 E., Mount Diablo Base and Meridian.

CROSSING "B": That certain public highway running east and west between Sections 11 and 14 in T. 29 S., R. 27 E., Mount Diablo Base and Meridian.

All of the above as shown by the maps attached to 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 applicant.

(2) Said crossings shall be constructed of a width and type of construction to conform to those portions of public highways to be crossed now graded, with grades of approach not exceeding four (4) per cent; shall be protected by suitable crossings signs and shall, in every way, be made safe for the passage thereover of vehicle 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 26<sup>th</sup> day of May, 1920.

*Eduin A. Edwards*  
*H. J. ...*  
*Erving ...*

Commissioners.