

ORIGINALDecision No. 8115

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of Southern Pacific Company for permission to construct a spur track at grade across a county highway in Section 13, Township 29 South, Range 23 East, M. D. B. and M., near Buttonwillow, County of Kern, State of California.

Application No. 6104.

By the Commission,

O R D E R

Southern Pacific Company, a corporation, having on September 10, 1920, filed with the Commission an application for permission to construct a spur track at grade across a county highway in Section 13, Township 29 South, Range 23 East M. D. B. and M., near Buttonwillow 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 necessary franchise or permit has been granted by the Board of Supervisors of Kern County for the construction of said crossing at grade, and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said highway, and that this application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, That permission be hereby granted Southern Pacific Company to construct a spur track at grade across a county highway in Section 13, Township 29 South, Range 23 East, M. D. B. and M., near Buttonwillow in Kern County, California, described as follows:

Beginning at a point in the northerly boundary line of the Southern Pacific Railroad Company's 100 foot right of way, said boundary line being identical with the southerly boundary line of said County Highway, said point of beginning being more particularly described as being located 50 feet northerly from, measured at right angles to Engineer Station 1672 plus 58; said Engineer Station being a point in the center of the Southern Pacific Railroad Company's main line as constructed; thence in an easterly direction along a line curving northerly with a radius of 458.59 feet, 120 feet to an intersection with the northerly boundary line of said County Road, located 110 feet measured at right angles northerly from Engineer Station 1671 plus 54.

All of the above as shown by the map attached to 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.

(2) Said crossing shall be constructed of a width and type of construction to conform to that portion of the highway to be crossed as same is now graded, with grades of approach not exceeding two (2) 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 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 16th day
of September, 1920.

H. Howard
Stan R. Wilson
H. P. Rounding
Dwight Martin
Commissioners.