

Decision No. 8126

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of the Board of Supervisors of the County of Madera, State of California, for permission to install a grade crossing over the tracks of the Southern Pacific Company near Berenda Slough in Section 32, Township 9 South, Range 16 East, M. D. B. and M.

Application No. 5875.

By the Commission,

O R D E R

Board of Supervisors of the County of Madera, State of California, having on July 1, 1920, filed with the Commission an application for permission to construct a public road at grade across the tracks of Southern Pacific Company about 300 yards north of Berenda Slough in said County, as hereinafter indicated, 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 signified by letter that it has no objection to the construction of said crossing at grade, and it further appearing that there is already a private crossing at this point; that it is not reasonable nor practicable to avoid grade crossings with said tracks, and that the application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, That permission be hereby granted the Board of Supervisors of the County of Madera, State of California, to construct a public road at grade over the tracks of Southern Pacific Company near Berenda Slough in Section 32, Township 9 South, Range 16 East, M. D. B. and M., in said County, California, 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 shall be borne by applicant.

(2) The cost of maintaining the crossing thereafter in good and first-class condition for the safe and convenient use of the public up to two (2) feet of the rails of Southern Pacific Company shall be borne by the applicant.

(3) Southern Pacific Company shall maintain said crossing across its tracks and to a distance of two (2) feet outside thereof.

(4) Said crossing shall be constructed of a width not less than twenty-four (24) feet, 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 and convenient for the passage there-over of vehicles and other road traffic.

(5) 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 will revoke its permission if, in its judgment, the public convenience and necessity demand such action.

Dated at San Francisco, California, this 23rd day of September, 1920.

Edwin P. Edgerton
H. D. Howard
H. P. Brundage
Irving Martin
Commissioners.