

Decision No. 8665

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of Board of Supervisors of the County of Kern, State of California, for a grade crossing over the tracks of the Atchison, Topeka and Santa Fe Railway Company at Engineer's Station 3746-53 near Mile Post 903, south of Shafter, Kern County, California.

ORIGINAL

Application No. 6321

R. B. Lambert for applicant  
Paul Burks, E. E. Ball and L. M. Randall  
for Atchison, Topeka and Santa Fe Railway.

By the Commission:

O P I N I O N

In this application the County of Kern asks permission to construct a crossing at grade over the tracks of the Atchison, Topeka and Santa Fe Railway Company at Engineer's Station 3746-53 near Mile Post 903 south of Shafter.

A public hearing was held at Bakersfield January 18, 1921, before Examiner Satterwhite.

Inspection shows the proposed crossing is over the main line track of the Atchison, Topeka and Santa Fe Railway Company in open level country with no obstructions to the view.

The nearest public crossings are about three-quarters (3/4) of a mile in each direction, measured along the railroad.

This crossing is at the junction point of several county roads, one of which parallels the railroad on the southwest.

The Railway Company is not opposed to the granting

of the application, but requests that the crossing be installed at right angles to the track. There is at present a private crossing at this point.

O R D E R

County of Kern having filed with the Commission an application for permission to construct a crossing at grade across the tracks of the Atchison, Topeka & Santa Fe Railway Company at Engineer's Station 3746-53 near Mile Post 903, south of Shafter; a public hearing having been held, and it appearing to the Commission that the application should be granted, subject to the conditions hereinafter specified;

IT IS HEREBY ORDERED, That permission be and the same is hereby granted the County of Kern to construct a crossing at grade across the tracks of the Atchison, Topeka and Santa Fe Railway Company at Engineer's Station 3746-53 near Mile Post 903, south of Shafter, subject to the following conditions, viz:

(1) The entire expense of constructing the crossing shall be borne by the applicant. The cost of its maintenance up to two feet of the rails of the Atchison, Topeka and Santa Fe Railway Company shall be borne by the applicant. The maintenance of that portion of the crossing between the rails and two feet outside thereof shall be borne by the Atchison, Topeka & Santa Fe Railway Company.

(2) The crossing shall be constructed at right angles to the railroad track and of a width of not less than twenty-four (24) feet, with grades of approach not exceeding 6%; shall be protected by a suitable crossing sign, and shall, in every way, be made safe for the passage there-

over of vehicles and other road traffic.

(3) The installation of said crossing shall be made within one year from the date of this order, unless further time is granted by subsequent order herein and unless so completed within the time specified the authorization herein granted shall lapse and become void.

(4) The Commission shall be notified in writing of the completion of the installation of said crossing within thirty (30) days thereafter.

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

Dated at San Francisco, California, this 21<sup>st</sup> day of February, 1921.

H. B. Leonard  
Frank R. Martin  
H. B. ...  
Quiring Martin  
Charles H. ...

Commissioners.