

Decision No. 8666

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of)
the Board of Supervisors of Kern)
County to construct a crossing over)
the tracks of the Southern Pacific)
Company north of Famoso, on Fresno)
Branch.)

Application No. 6312.

ORIGINAL

R. B. Lambert for Applicant,
E. T. Langdale for Southern Pacific Company.

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 Southern Pacific Company at Engineer's Station 5862 35 north of Famoso, Fresno Branch. The nearest public crossings are about one mile in each direction. There is a main north and south county road about one-half mile west of the crossing and it is the desire of the county to build a road about (3) miles long to the east of this north and south road, to serve five or six settlers east of the railroad. Inspection shows that the proposed crossing is in level open country with no obstructions to the view. The granting of this application is not opposed by the Southern Pacific Company.

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

O R D E R

The County of Kern having filed with the Commission an application for permission to construct a crossing at grade across the tracks of the Southern Pacific Company

north of Famoso, on Fresno Branch, 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 Southern Pacific Company at Engineer's Station 5882+35 north of Famoso, on Fresno Branch, 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 Southern Pacific 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 Southern Pacific Company.

(2) The crossing shall be constructed at an angle of 74 degrees with the railroad track and of a width not less than twenty-four feet, with grades of approach not exceeding 4%; 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 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.

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 21st
day of February, 1921.

A. S. Loveland
Frank R. Dyer
H. B. Condit
James Martin
Charles H. Powell

Commissioners.