

Decision No. 7070.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA .

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In the matter of the application of)
Southern Pacific Company for per-)
mission to construct a side track at) Application No. 6841.
grade across a county road near El Prado,)
County of Fresno, California.)

By the Commission:

O R D E R

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Southern Pacific Company, a corporation having on May 20, 1921, filed with the Commission an application for permission to construct a side track at grade across a county road near El Prado, County of Fresno, 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 County of Fresno 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 road, 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 side track at grade across a county road near El Prado, Fresno County, California, described as follows:

BEGINNING at a point in the northerly boundary line of the County Road, crossing the Clovis Branch on the line between Section 7, T.12 S., R.21 E., and Section 12, T.12 S., R.20 E., M.D.B. & M., said point of beginning being located easterly 11 ft. more or less measured at right angles to Clovis Branch main line at E.S. 899 plus 93; thence in a southerly direction on a tangent 21 ft. more or less to an intersection with the southerly boundary line of said County road, 8 ft. more or less east of measured at right angle to said Clovis Branch main line at E.S. 899 plus 75.

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 said county road now graded, with grades of approach not exceeding four (4) 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) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing.

(4) The authorization herein granted for the installation of said crossing shall lapse and become void one year from the date of this order unless further time is granted by subsequent order.

(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 8th day of June, 1921.

H. B. Bondi, Jr.
H. W. Bondi, Jr.

[Signature]
Commissioners.