

Decision No. 928

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of)
COUNTY OF TULARE for permission to)
construct a public highway crossing at)
grade over the track of Southern)
Pacific Company near the town of Venice)
Hill, Tulare County, California.)
.....)

Application No. 720.

ORDER

By the Commission,

COUNTY OF TULARE, having on August 30, 1913, filed with the Commission its application for permission to construct a public highway crossing at grade across the track of Southern Pacific Company near the town of Venice Hill, Tulare 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 applicant has secured an easement from Southern Pacific Company, dated June 26, 1913, authorizing the construction of said crossing; and it further appearing that it is not reasonable nor practicable to avoid said grade crossing with said track, and that the application should be granted, subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED that permission be hereby granted County of Tulare to construct a public highway crossing at grade across the track of Southern Pacific Company in Tulare County, California, at Southern Pacific Company's Engineer's Station 2940 plus 70, as shown by the map attached to the application and subject to the following conditions, viz.:

- (1) The entire expense of constructing the crossing shall be borne by applicant. The expense of thereafter maintaining the crossing on each side of the track and up to within two (2) feet thereof shall be borne by applicant. The expense of thereafter maintaining the crossing over the track and to a distance of two (2) feet on each side thereof shall be borne by Southern Pacific Company.

(2) The crossing shall be constructed of a length not less than twenty-four (24) feet, with grades of approach not exceeding eight (8) per cent, and shall be ballasted with first-class stone or gravel ballast to a depth of not less than six (6) inches.

(3) 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 3rd day of September, 1913.

John M. Eschelman

H. B. Leland

Her Gordon

Max Thelen

Edwin O. Edgerton

Commissioners.