

ORIGINAL

Decision No. 28666.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of
the County of Tulare for an order
authorizing the establishment of a
grade crossing over the tracks of the
Southern Pacific Company at a point where
the north and south one-half section line
of Section Twenty (20) Township Eighteen
(18) South, Range Twenty-four (24) East,
M.D.B. & M. intersects the said tracks.

Application No. 20322.

BY THE COMMISSION:

ORDER

The Board of Supervisors of the County of Tulare, on December 23, 1935, applied for authority to construct a public road at grade across the branch line track of Southern Pacific Company in the vicinity of Goshen Junction. Southern Pacific Company, on January 31, 1936, signified, in writing, that it had no objection to the construction of said crossing at grade.

It appearing that a public hearing is not necessary herein; that it is neither reasonable nor practicable at this time to provide a grade separation or to avoid a grade crossing with said track at the point mentioned; and that the application should be granted,

IT IS HEREBY ORDERED that the Board of Supervisors of the County of Tulare is hereby authorized to construct a public road at grade across the track of Southern Pacific Company at the location more particularly described in the application and as shown by the map attached thereto, subject to the following conditions and not otherwise:

- (1) The above crossing shall be identified as Crossing No. BAC-247.2.
- (2) The crossing shall be constructed of a width of not less than thirty (30) feet and at an angle of ninety (90) degrees to the railroad and with grades of approach not greater than one (1) per cent; shall be constructed equal or superior to type shown as Standard No. 2 in our General Order No. 72; shall be protected by two (2) Standard No. 3 wigwags, as specified in our General Order No. 75-A; and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.
- (3) The entire expense of constructing the crossing, including the protection, shall be borne by applicant. The cost of maintenance of that portion of said crossing up to lines two (2) feet outside of the outside rails shall be borne by applicant. The maintenance of that portion of the crossing between lines two (2) feet outside of the outside rails and the maintenance of the wigwags shall be borne by Southern Pacific Company.
- (4) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing and of its compliance with the conditions hereof.
- (5) The authorization herein granted shall lapse and become void if not exercised within one (1) year from the date hereof, unless further time is granted by subsequent order.
- (6) 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, public convenience and necessity demand such action.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 20th day of March, 1936.

W. B. Lewis
M. A. Lewis
Leon Whitely
W. H. ...
Frank ...
 Commissioners