

Decision No. 28974

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of the Board of Supervisors of Kern County for an Order authorizing the construction of a crossing by the County of Kern over the tracks of the Southern Pacific Railroad in the vicinity of Mile Post 307.35.

Application No. 20426

ORIGINAL

BY THE COMMISSION:

O R D E R

The Board of Supervisors of Kern County, State of California, on April 3, 1936, applied for authority to construct a public road at grade across the main line track of Southern Pacific Company in the vicinity of Oil Junction.

On May 4, 1936, Southern Pacific Company 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 Kern, State of California, are hereby authorized to construct a county 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. E-307.4.
- (2) The crossing shall be constructed of a width of not less than twenty-four (24) feet and at an angle of approximately forty-five (45) degrees to the railroad and with grades of approach not

greater than three (3) per cent; shall be constructed equal or superior to type shown as Standard No. 2 in our General Order No. 72; and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.

- (3) Said crossing shall be protected by two Standard No. 3 wigwags as specified in our General Order No. 75-A.
- (4) The entire expense of constructing the crossing, including the cost of installing the protection, shall be borne by applicant. The cost of maintenance of that portion of said crossing outside of 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 cost of maintaining the protection shall be borne by Southern Pacific Company.
- (5) 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.
- (6) 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.
- (7) 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 9th day
of July, 1936.

M. B. Blum
Leon Whitely
Irvin R. Deane

Commissioners