

Decision No. 29348.

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 construc-  
tion of a crossing by the COUNTY OF KERN  
over the tracks of The Atchison, Topeka  
and Santa Fe Railroad in the vicinity of  
Mile Post No. 913.

Application No. 20823.

ORIGINAL

BY THE COMMISSION:

O R D E R

The Board of Supervisors of the County of Kern, State of California, on October 23, 1936, applied for authority to construct a public road known as Sixth Street at grade across the tracks of The Atchison, Topeka and Santa Fe Railway Company at Wasco. The Atchison, Topeka and Santa Fe Railway Company, on November 16, 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 tracks 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, is hereby authorized to construct Sixth Street at grade across the tracks of The Atchison, Topeka and Santa Fe Railway 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. 2-913.1.

- (2) The entire expense of constructing the crossing 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 shall be borne by The Atchison, Topeka and Santa Fe Railway Company.
- (3) The crossing shall be constructed of a width of not less than twenty-four (24) feet and at an angle of ninety (90) degrees to the railroad and with grades of approach not greater than two (2) 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.
- (4) Two (2) Standard No. 3 wigwags, as specified in our General Order No. 75-A shall be installed at the sole expense of applicant for the protection of said crossing. The maintenance of said wigwags shall be borne by The Atchison, Topeka and Santa Fe Railway Company.
- (5) The existing private crossing, located at approximately 280 feet from the crossing herein authorized, shall be abandoned and effectively closed.
- (6) 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.
- (7) 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.
- (8) 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 7th day of December, 1936.

M. B. Harris  
Leon Arthur  
W. H. Lewis  
Matthew  
Frank C. Leary  
 Commissioners.