

Decision No. 38000

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
The Atchison, Topeka and Santa Fe Rail-  
way Company, a corporation, for authority  
to construct, maintain and operate a  
track across State Highway VI-TUL. -  
132-C, in the Town of Cutler, County of  
Tulare, State of California

Application  
No. 26803

**ORIGINAL**

BY THE COMMISSION:

O R D E R

The Atchison, Topeka and Santa Fe Railway Company is authorized to construct a side track at grade across State Highway 4/132 near Cutler, Tulare County, at the location described in the application, to be identified as a portion of Crossing No. 2V-38.2. Applicant shall bear entire construction and maintenance expense. Construction of said crossing shall be equal or superior to Standard No. 2 of G.O. No. 72, without superlevation and of a width to conform to the portion of the street now graded, with tops of rails flush with roadway, and with grades of approach not exceeding three per cent. Protection shall be by two Standard No. 3 wigwags (G.O. No. 75-B) now in place. One of said wigwags shall be relocated to proper position north of the crossing and both so controlled as to present a warning aspect during all times that an engine or car may be occupying the track herein authorized within the limits of the highway.

Applicant shall, within sixty days, submit a certified copy of permit from the Division of Highways, for the construction of said crossing at grade, and in the event that this is not done, the authorization herein granted for the installation of said crossing shall then lapse and become void, unless further time is granted by subsequent order.

Within thirty days after completion pursuant to this order, applicant shall so advise the Commission in writing. This authorization shall become void if not exercised within one year, unless time be extended, or if above conditions are not complied with. Authorization may be revoked or modified if public convenience,

necessity or safety so require. This order shall be effective immediately.

Dated at San Francisco, California, this 19<sup>th</sup> day of

June, 1945.

Richard L. ...  
Justice F. ...  
Richard ...  
Frank ...  
Dean ...

Commissioners.