

Decision No. 38607

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
The Atchison, Topeka and Santa Fe)
Railway 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:

SECOND SUPPLEMENTAL ORDER

Good Cause Appearing, it is hereby ordered that:

I. The Atchison, Topeka and Santa Fe Railway Company is authorized to construct a side track at grade across State Highway VI-TUL. -132-C near the Town of Cutler, County of Tulare, at the location described in the application, to be identified as a portion of Crossing No. 2M-21.7. 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 superelevation and of a width to conform to the portion of the highway now graded, with tops of rails flush with roadway, and with grades of approach not exceeding three per cent. Protection shall be by existing Standard No. 1 crossing sign, and the installation of a flood light on each side of crossing. Said lights are to operate only when track is in use. No train, engine, motor or car shall be operated over said crossing unless said train, engine, motor or car shall be first brought to a stop and traffic on the highway protected by a member of the train crew or other competent employee acting as flagman.

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.

II. Decisions Nos. 38000 and 38286 in this matter are hereby rescinded and of no further force and effect.

This order shall be effective immediately.

Dated at San Francisco California, this 15th day of January, 1946.

Edward P. Kelly
Justice J. C. Cooney
Francis B. Brown
Dr. H. H. H. H.
Harold P. Kula
 COMMISSIONERS