

Decision No. 12007

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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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 spur track across Arrow-
head Avenue, Vineyard Avenue and Grand
Avenue, just west of Malada Street, in
the Etiwanda Vineyard Tract, San Bernar-
dino County, California.

ORIGINAL

Appl. No. 8956

BY THE COMMISSION:

ORDER

The Atchison, Topeka and Santa Fe Railway Company, a corporation, having on April 25, 1923, filed with the Commission an application for permission to construct a spur track at grade across Arrowhead Avenue, Vineyard Avenue and Grand Avenue in the Etiwanda Vineyard Tract, County of San Bernardino, State of California as hereinafter indicated and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the necessary franchise or permit (No. 209) has been granted by the Board of Supervisors of said County of San Bernardino for the construction of said crossings at grade, and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said Arrowhead Avenue, Vineyard Avenue and Grand Avenue, and that this application should be granted subject to the conditions hereinafter specified.

IT IS HEREBY ORDERED, that permission be, and it is hereby granted The Atchison, Topeka and Santa Fe Railway Company to construct a spur track at grade across Arrowhead Avenue, Vineyard

Avenue and Grand Avenue in the Etiwanda Vineyard Tract,
County of San Bernardino, State of California, described
as follows:

Arrowhead Avenue, Beginning at a point in the southern line of Arrowhead Avenue 347.33 ft. westerly along said southern line from the west line of Malada Street produced, said southern line of Arrowhead Avenue is the northern line of said Railroad Company's right of way; thence northeasterly 104.36 ft. on a curve concave to the northwest, having a radius 573.69 ft. to a point in the northern line of said Arrowhead Avenue, 256.29 ft. westerly along said northern line from the west line of Malada Street.

Vineyard and Grand Avenues, The center line of the spur as it crosses both of these Avenues is 13.5 ft. west of and parallel to the west line of Malada Street.

All of the above as shown by the map (Exhibit A) attached to the application; said crossings to be constructed subject to the following conditions, viz:-

(1) The entire expense of constructing the crossings, together with the cost of their maintenance thereafter in good and first class condition for the safe and convenient use of the public, shall be borne by applicant.

(2) Said crossings shall be constructed of a width and type of construction to conform to those portions of said streets now graded, with the top of rails flush with the pavement, and with grades of approach not exceeding two (2%) per cent; shall be protected by suitable crossing signs, and shall in every way be made safe for the passage thereover of vehicles and other road traffic.

(3) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossings.

(4) The authorization herein granted for the installation of said crossings shall lapse and become void one year from the

date of this order unless further time is granted by subsequent order.

(5) The Commission reserves the right to make such further orders relative to the location, construction, operation, maintenance and protection of said crossings as to it may seem right and proper, and to revoke its permission if, in its judgment, the public convenience and necessity demand such action.

This order shall become effective three (3) days after the making thereof.

Dated at San Francisco, California, this 2d
day of May, 1923.

C. S. Leary
H. B. Brundage
Dwight Martin

J. H. Whitney
Commissioners