

Decision No. 14490.

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 spur track across and
along Spear Street, in the City and
County of San Francisco, State of
California.

Application No. 10754.

BY THE COMMISSION:

ORIGINAL

O R D E R

The Atchison, Topeka and Santa Fe Railway Company, a corporation, filed the above-entitled application with this Commission on the 19th day of January, 1925, asking for authority to construct a spur track at grade across and along Spear Street, in the City and County of San Francisco, State of California, as hereinafter set forth. The necessary franchise or permit (Ord. No. 6469 (N. S.)) has been granted by the Board of Supervisors of said City and County for the construction of said crossing at grade, and it appears to this Commission that the present proceeding is not one in which a public hearing is necessary; that it is neither reasonable nor practicable at this time to provide a grade separation, or to avoid a grade crossing at the point mentioned in this application with said Spear Street and that this application should be granted subject to the conditions hereinafter specified, therefore,

IT IS HEREBY ORDERED, that permission and authority be and it is hereby granted to The Atchison, Topeka and Santa Fe Railway Company to construct a spur track at grade across and along Spear Street, in the City and County of San Francisco,

State of California, as follows:

Beginning at a point in the center line of an existing track in the center line of Spear Street, City and County of San Francisco; said point lying on the southeasterly line of Folsom Street produced across Spear Street; thence southwesterly on the arc of a curve concave to the southwest and having a radius of 235.65 feet a distance of 82.68 feet to a point lying 20.63 feet northeasterly from the southwesterly line of Spear Street and 81.29 feet southeasterly from the southeasterly line of Folsom Street; thence southeasterly on the arc of a curve concave to the northeast and having a radius of 235.65 feet a distance of 87.68 feet to a point lying 8.5 feet northeasterly from the southwesterly line of Spear Street and 167.58 feet southeasterly from the southeasterly line of Folsom Street; thence southeasterly on a line parallel to and 8.5 feet northeasterly from the southwesterly line of Spear Street a distance of 382.42 feet to the northwesterly line of Harrison Street produced across Spear Street,

and as shown by the map (Assistant Engineer's No. 500-381-4) attached to the application; said crossing to be constructed subject to the following conditions, viz:-

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

(2) Said crossing shall be constructed of a width and type of construction to conform to that portion of said street now graded, with the tops of rails flush with the pavement, and with grades of approach not exceeding one (1) per cent; shall be protected by a suitable crossing sign, 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 crossing.

(4) If said crossing shall not have been installed within one year from the date of this order, the authorization herein granted shall then lapse and become void, 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 crossing 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 27th
day of January, 1925.

H. B. Brundage
C. Seavey
Egerton Shore
George D. Squires
Ernest C. ...
Commissioners