

Decision No. 15295.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

Matter of application of San Diego  
and Arizona Railway Company, a corp-  
oration, for authority install one  
railway industrial spur track on N  
Street, San Diego, California, to  
serve Pacific Tel. & Tel. Co., a pub-  
lic utility.

Application No. 11,520.

ORIGINAL

BY THE COMMISSION:

O R D E R

San Diego and Arizona Railway Company, a corporation, filed the above-entitled application with this Commission on the 31st day of July, 1925, asking for authority to construct a spur track at grade across a portion of N Street in the City of San Diego, County of San Diego, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 10024) has been granted by the City Council of said City for the construction of said crossing at grade. 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 N 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 San Diego and Arizona Railway

Company to construct a spur track at grade across a portion of N Street between 29th Street and 30th Street, in the City of San Diego, County of San Diego, State of California, as shown by the map (Drawing E-266) 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.

The authority herein granted shall become effective  
on the date hereof.

Dated at San Francisco, California, this 15<sup>th</sup> day  
of August, 1925.

C. Leary

George D. Squires

Leon C. Wall

Commissioners.