

Decision No. 15483

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the matter of the application  
of The Atchison, Topeka and Santa  
Fe Railway Company, a corporation,  
for authority to construct a spur  
track across "S" Street in the  
City of Bakersfield, County of  
Kern, State of California.

Application No. 11712.

BY THE COMMISSION:

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 17th day of September, 1925, asking for authority to construct a spur track at grade across "S" Street, in the City of Bakersfield, County of Kern, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution dated August 31st, 1925) 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 "S" 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 "S" Street, in the

City of Bakersfield, County of Kern, State of California, as follows:

Commencing at a point in the intersection of the West line of "S" Street with the North line of Fifteenth Street, thence Southeasterly on a 12 degree 30 minute curve concave southwesterly a distance of 86.26 feet to a point in the East line of "S" Street, said point being 25.34 feet South from the North line of said Fifteenth Street.

and as shown by the map (Division Engineer's Drawing No. V-18-216) 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 substantially in accordance with Standard No. 2, as specified in General Order No. 72 of this Commission and shall be constructed of a width to conform to that portion of said street now graded, with grades of approach not exceeding two (2) 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) The existing crossing of "S" Street and a portion of 15th Street by a spur track at grade located approximately forty-five feet south of the proposed crossing shall be abandoned, the track removed and the street restored to conform in width and type of pavement with the adjacent portions thereof.

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

(5) 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.

(6) 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 1st day of October, 1925.

H. B. Brundage

George D. Squire

Leon O. Hall

Commissioners.