

Decision No. 16 461

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 a storage  
track across Central Avenue at Shafter,  
County of Kern, State of California.

ORIGINAL

Application No. 12,695.

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 31st day of March, 1926, asking for authority to construct a storage track at grade across Central Avenue in the Town of Shafter, County of Kern, State of California, as hereinafter set forth. The necessary franchise or permit, dated March 15, 1926, (Exhibit "B") has been granted by the Board of Supervisors of said County of Kern 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 Central Avenue 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 storage track at grade across Central

Avenue in the Town of Shafter, County of Kern, State of California,  
as follows:

Commencing at a point in the west  
line of Central Avenue said point  
being 27 feet at right angles north-  
erly from the center line of The  
Atchison, Topeka and Santa Fe Railway  
Company's main track; thence easterly  
and parallel to said Company's main  
track a distance of 80 feet to the east  
line of Central Avenue.

and as shown by the map (Div'n. Eng. Dwg. No. V-6-108) attached to  
the application; said crossings to be constructed subject to the  
following conditions, namely:

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

(2) Said crossings shall be constructed substantially in  
accordance with Standard No. 3, in General Order No. 72 of this  
Commission and shall be constructed of a width to conform to that  
portion of said avenue now graded, with the tops of rails flush  
with the roadway, and 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 vehic-  
les and other road traffic.

(3) No engine, motor or car shall be allowed to stand on  
this track within fifty feet of either property line of Central  
Avenue.

(4) Applicant shall, within thirty (30) days thereafter,  
notify this Commission, in writing, of the completion of the in-  
stallation 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 10<sup>th</sup> day of April, 1926.

*H. B. Prundige*

*C. Seavey*

*E. W. Carter*

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Commissioners.