

Decision No. 18089

ORIGINAL

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 spur
track in and along North East Street
in the City of Visalia, County of
Tulare, State of California.

Application No. 13534.

BY THE COMMISSION:

ORDER

The Atchison, Topeka and Santa Fe Railway Company, a corporation, filed the above-entitled application with this Commission on the 14th day of February, 1927, asking for authority to construct a spur track at grade across a portion of North East Street and at grade across East North Street and East School Street, in the City of Visalia, County of Tulare, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution as to Ordinance No. 94 of March 17, 1897) has been granted by the City Council of said City of Visalia for the construction of said crossings 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 grade separations or to avoid grade crossings at the points mentioned in this application with said North East Street, said East North Street and said East School 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 a portion of North East Street, and at grade across East North Street and East School Street in the City of Visalia, County of Tulare, State of California, at the location hereinafter particularly described and as shown by the map (Div'n. Eng. Dwg. No. V-18-224) attached to the application.

Description of Crossings

Beginning at a point on the center line of passing track of The Atchison, Topeka and Santa Fe Railway Company, designated as track No. 6, and 49.2 feet northerly from the north boundary line of E. North Street, said point being 50 feet westerly from and on a line drawn at right angles to center line of main track of said company, thru Engineer's Station 2284 plus 79.7; thence on the arc of a curve to the right with a radius of 603.805 feet for a distance of 109.78 feet; thence reversing on a curve to the left having a radius of 603.805 feet, a distance of 124.38 feet, thence on tangent a distance of 465.84 feet to end of spur, said tangent being further described as being 10 feet easterly from and parallel to the west boundary line of N. East Street, all of which is shown on the above mentioned print in red.

The above crossings shall be identified as follows:

Across North East Street-Crossing No. 2V-25.4;
Across East North Street-Crossing No. 2V-25.4;
Across East School Street-Crossing No. 2V-25.35.

Said crossings to be constructed subject to the following conditions, namely:

(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 equal or superior to type shown as Standard No. 2, in General Order No. 72 of this Commission and shall be constructed without superelevation and of a width to conform to those portions of said streets 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 suitable crossing signs and shall in every way be made safe for the passage there-
over 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) If said crossings 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 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.

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

Dated at San Francisco, California, this 21st day of March, 1927.

Ernest J. ...
H. B. ...
C. ...
Leon ...
Thos. ...

Commissioners.