

Decision No. 8761

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 Mississippi Street  
between Mariposa and Seventeenth  
Streets, in the City and County  
of San Francisco, State of Califor-  
nia.

Application No. 14014.

BY THE COMMISSION:

ORDER

The Atchison, Topeka and Santa Fe Railway Company, a corporation, filed the above entitled application with this Commission on the 22nd day of August, 1927, asking for authority to construct a spur track at grade across Mississippi Street in the City and County of San Francisco, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 7696 N.S.) has been granted by the Board of Supervisors of said City and County 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 Mississippi 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 & Santa Fe Railway Company, to construct a spur track at grade across Mississippi Street in the City and County of San Francisco, State of California, at the location hereinafter particularly described and as shown by

the map (Division Engineer's Drawing No. T-4-376) attached to the application.

Description of Crossing

Beginning at a point in the center line of an existing track of The Atchison, Topeka and Santa Fe Railway Company and the Southern Pacific Company, in the City and County of San Francisco, said point lying 34.91 feet, as measured along said center line of said track northerly from the northern line of Mariposa Street; thence northwesterly on the arc of a curve concave to the southwest, having a radius of 1273.57 feet, a distance of 41.88 feet; thence northwesterly 49.09 feet; thence northwesterly on the arc of a curve concave to the southwest, having a radius of 240.49 feet, a distance of 116.69 feet to a point in the eastern line of Mississippi Street, said point lying 160.00 feet northerly from the northern line of Mariposa Street; thence continuing on the arc of the last described curve crossing Mississippi Street, a distance of 81.16 feet to a point in the western line of Mississippi Street, said point lying 174.98 feet northerly from the northern line of Mariposa Street.

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

(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 equal or superior to type shown as Standard No. 3 in General Order No. 72 of this Commission and shall be constructed without superelevation and of a width 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 three (3) 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) No train, engine, motor or car shall be operated over said crossing unless said train, engine, motor or car shall be under full control and unless traffic on the highway be protected by a member of the train crew or other competent employee acting as flagman.

(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 2nd day  
~~of August~~, 1927.

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*Albany*  
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*Leon White*  
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*Paul R. ...*  
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*M. A. ...*  
Commissioners.