

Decision No. 19775.

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 relocate a side
track and construct, maintain and
operate a spur track across a County
Road known as Estrella Drive at
Buena, County of San Diego, State
of California.

Application No. 14671.

BY THE COMMISSION:

ORDER

The Atchison, Topeka and Santa Fe Railway Company, a corporation, filed the above entitled application with this Commission on the 7th day of May, 1928, asking for authority to construct a spur track and relocate a side track at grade across a county road known as Estrella Drive in the vicinity of Buena, County of San Diego, State of California, as hereinafter set forth. The necessary franchise or permit has been granted by the Board of Supervisors of said 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 points mentioned in this application with said Estrella Drive 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 and relocate a side track at grade across Estrella Drive in the vicinity of Buena, County of San Diego, State of California, at the location hereinafter particularly described and as shown by the map (Division Engineer's Drawing No. L-4-9765) attached to the application.

DESCRIPTION OF CROSSING

SIDING:

Beginning at a point in the northern line of Estrella Drive, distant 23.25 feet southeasterly from the northeast corner of Santa Fe Avenue and Estrella Drive; thence southwesterly 10.84 feet; thence continuing southwesterly 39.92 feet, on a curve concave to the southeast and having a radius of 603.805 feet to a point in the southern line of Estrella Drive distant 14.24 feet southeasterly from the southeast corner of Santa Fe Avenue and Estrella Drive; center line of proposed siding makes a northeast angle of 78 degrees 18 minutes with the northern line of Estrella Drive.

SPUR:

Beginning at a point in the northern line of Estrella Drive, distant 18.98 feet southeasterly from the northeast corner of Santa Fe Avenue and Estrella Drive; thence southwesterly 41.10 feet, on a curve concave to the northwest and having a radius of 603.805 feet; thence continuing southwesterly 63.52 feet on tangent to said curve to a point in the southern terminus of Santa Fe Avenue, distant 23.39 feet southwesterly from its intersection with the westerly 100 foot right of way line of said Railway Company; center line of proposed spur makes a northeast angle of 34 degrees 11 minutes with the southern terminus of Santa Fe Avenue.

The above crossing shall be identified as a portion of Crossing No. 2E-12.8.

Said crossing to be constructed subject to the following conditions, and not otherwise:

- (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. 2, in General Order No. 72 of this Commission and shall be constructed without super-elevation and of a width to conform to those portions of said Estrella Drive now graded, with the tops of rails flush with the roadway, and with grades of approach not exceeding three (3) per cent; shall be protected by a Standard No. 1 crossing sign as specified in General Order No. 75 of this Commission and shall in every way be made suitable 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 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 17th
day of May, 1928.

Leon White
A. Seaver

Thos. D. Linton
M. J. Linton

Commissioners.