

Decision No. 20190

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
across and in and along the alley
in Block 46 of the City of Reedley,
County of Fresno, State of
California.

Application No. 14982.

ORIGINAL

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 21st day of August, 1928, asking for authority to construct a spur track at grade across a portion of an alley in Block 46, in the City of Reedley, County of Fresno, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution No. 364) has been granted by the Board of Trustees 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 alley 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 an alley in Block 46 in the City of Reedley, County of

Fresno, State of California, at the location hereinafter particularly described and as shown by the map (Division Engineer's Drawing No. V-18-253) attached to the application.

Description of Crossing

Commencing at a point in the southwest line of the alley running through Block 46 of the City of Reedley, said point being 286.67 feet southeasterly from the southeast line of 16th Street measured along the said southwest line of said alley; thence northwesterly on a curve concave southwesterly, having a radius of 478.34 feet, a distance of 102.6 feet to a point in said alley 11 feet at right angles from the southwest line of said alley and 184.68 feet at right angles southeasterly from the southeast line of 16th Street; thence northwesterly parallel to the said southwest line of said alley 184.68 feet to a point in the southeasterly line of 16th Street, as shown on print of Division Engineer's drawing numbered V-4-454 attached to application.

The above crossing shall be identified as a portion of Crossing No. 2V-48.40-C.

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 superelevation and of a width to conform to that portion of said alley now graded, with the tops of rails flush with the roadway and with grades of approach not exceeding one (1) 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 thereover of vehicles and other road traffic.

(3) Applicant shall, within thirty (30) days there-

after, 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 31st day
of August, 1928.

C. J. Sawyer

E. J. ...

M. ...

Commissioners.