

Decision No. 20872

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 across Rhode Island Street
and across and along Fifteenth Street,
in the City and County of San Francisco,
California.

Application No. 15396.

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, 1929, asking for authority to construct a spur track at grade across Rhode Island Street and Fifteenth Street in the City and County of San Francisco, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 7798) has been granted by the Board of Supervisors of said City and County 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 Rhode Island and Fifteenth Streets and that this application should be granted subject to the con-

ditions 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 Rhode Island and Fifteenth Streets in the City and County of San Francisco, State of California, at the locations hereinafter particularly described and as shown by the map (Division Engineer's Drawing No. T-6-119) attached to the application, No. 14290.

DESCRIPTION OF CROSSINGS.

Beginning at a point in the center line of an existing track of The Atchison, Topeka and Santa Fe Railway Company and Southern Pacific Company in Rhode Island Street, in the City and County of San Francisco, said point lying 16.00 feet easterly from the western line of said Rhode Island Street and 129.13 feet northerly from the northern line of Fifteenth Street produced across said Rhode Island Street; thence southerly over and along said Rhode Island Street on a curve to the left having a radius of 235.65 feet, a distance of 45.09 feet to a point lying 58.63 feet westerly from the eastern line of said Rhode Island Street and 84.05 feet northerly from the said northern line of Fifteenth Street produced across said Rhode Island Street; thence southeasterly over and along said Rhode Island Street and said Fifteenth Street on a curve to the left having a radius of 171.02 feet; a distance of 283.10 feet to a point lying 24.15 feet northerly from the southern line of said Fifteenth Street and 37.22 feet westerly from the western line of De Haro Street produced across said Fifteenth Street; thence easterly over and along said Fifteenth Street and crossing said De Haro Street on a curve to the right having a radius of 171.02 feet, a distance of 54.40 feet to a point in the center line of an existing track of the A.T. & S.F. Railway Co. and S.P. Company in the center line of said Fifteenth Street, said point lying 17.07 feet easterly from the said western line of De Haro Street produced across said Fifteenth Street.

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 super-elevation and of a width to conform to those portions of said streets now grades, 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 thereover of vehicles and other road traffic.

(3) Applicant shall remove the tracks shown in yellow on the map (Division Engineer's Drawing No. T-6-119) attached to Application No. 14290, in so far as they lie in Fifteenth and Rhode Island Streets; and shall repair the streets to conform to the remainder thereof.

(4) Applicant shall, within thirty (30) days thereafter notify this Commission, in writing, of the completion of the installation of said crossings.

(5) 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.

(6) 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 1st day of March, 1929.

Thos. D. Lovett

O. L. Cheney

Ernest A. ...

Leon ...

M. J. ...

Commissioners.