

Decision No. 20892.

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 extend its industrial  
spur track in and along the alley  
between Blocks 329, 330 and 331 and  
to construct a spur track upon and  
across "N" Street, in the City of  
Bakersfield, County of Kern, State  
of California.

Application No. 15430.

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 23rd day of February, 1929, asking for authority to construct its spur tracks at grade along the alley in Blocks 329, 330 and 331 and across "N," "O" and "P" Streets in the City of Bakersfield, County of Kern, State of California, as hereinafter set forth. The necessary franchise and permit, dated April 20, 1925, and Ordinance No. 318, New Series, have been granted by the City Council of said City 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 "N," "O" and "P"

Streets 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 its spur tracks at grade along the alley in Blocks 329, 330 and 331 and across "N," "O" and "P" Streets in the City of Bakersfield, County of Kern, State of California, at the locations hereinafter particularly described and as shown by the map (Division Engineer's Drawing No. V-18-254) attached to the application.

#### DESCRIPTION OF CROSSINGS

Beginning at a point 50 feet easterly and 10 feet southerly from the southwest corner of the northerly half of Block 330 of said City of Bakersfield, thence westerly on a 9 degree 30 minute curve concave northerly a distance of 74.0 feet; thence reversing on a 9 degree 30 minute curve southerly a distance of 58.5 feet to point of intersection with the westerly boundary line of "N" Street.

Beginning at a point in the easterly boundary line of "P" Street 10 feet southerly from the intersection of the northerly boundary line of the alley thru this Block, with said easterly boundary of "P" Street; thence westerly parallel to and 10 feet southerly from the northerly boundary lines of the alleys thru Blocks 329, 330 and 331, a distance of 1039.5 feet to the easterly boundary line of "M" Street.

The crossings of "N" Street shall be identified as Crossing No. 2-887.1, the crossing of "O" Street shall be identified as Crossing No. 2-887.0, and the crossing of "P" Street shall be identified as Crossing No. 2-886.95.

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

(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 pavement, and with grades of approach not exceeding one (1) per cent; each crossing 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 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 20<sup>th</sup> day of March, 1929.

Paul J. Quinn  
James J. Quinn  
Leon Whitehill  
M. J. Carr  
Commissioners.