

Decision No. 22611.

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 along "I" Street, in  
the City of San Bernardino, County  
of San Bernardino, State of Calif-  
ornia.

**ORIGINAL**

Application No. 26693.

BY THE COMMISSION:

ORDER

The Atchison, Topeka and Santa Fe Railway Company, a corporation, filed the above entitled application with this Commission on the 26th day of June, 1930, asking for authority to construct a spur track at grade across a portion of "I" Street in the City of San Bernardino, County of San Bernardino, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution No. 144) has been granted by the City Council 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 "I" 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 and Santa Fe Railway Company to construct a spur track at grade across a portion of "I" Street in the City of San Bernardino, County of San Bernardino, State of California, at the location hereinafter particularly described and as shown by the map (Exhibit "A") attached to the application.

DESCRIPTION OF CROSSING

Beginning at a point in the center line of The Atchison, Topeka and Santa Fe Railway Company's Track No. 449, which lies 14.65 feet easterly of and parallel with the western line of "I" Street in said City of San Bernardino, distant along the center line of said Track 99.06 feet northerly from the center line of Sixth Street in said City; thence northwesterly 72.29 feet on a tangent curve, concave to the west having a radius of 603.805 feet; thence northwesterly 10.25 feet on tangent; thence northwesterly 46.25 feet on a tangent curve concave to the west having a radius of 319.623 feet to a point in said line of "I" Street, distant thereon 196.8 feet northerly from the northern line of said Sixth Street.

The above crossing shall be identified as a portion of Crossing No. 2-80.58.

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 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 two (2) 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 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 30<sup>th</sup> day of

June, 1930.

W. C. Lawrence

W. S. Smith

W. H. Cunn

Commissioners.