

Decision No. 23240.

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 relocate its tracks
now existing in Atlantic Street, be-
tween "B" and Market Streets, in the
City of San Diego, County of San
Diego, State of California.

Application No. 17078.

BY THE COMMISSION:

ORDER

The Atchison, Topeka and Santa Fe Railway Company, a corporation, on December 26, 1930, applied for authority to relocate its tracks at grade across and along Atlantic Street between "B" Street and Market Street in the City of San Diego, County of San Diego, State of California. The necessary franchise or permit (Resolution No. 55200) has been granted by the City Council of said City for the construction of said crossings at grade. It appearing that a public hearing is not necessary herein; that it is neither reasonable nor practicable at this time to provide grade separations or to avoid grade crossings at the points mentioned and that the application should be granted subject to certain conditions,

IT IS HEREBY ORDERED that The Atchison, Topeka and Santa Fe Railway Company is hereby authorized to construct its tracks at grade across and along Atlantic Street and across "E," "F" and "G" Streets in the City of San Diego, County of San Diego,

State of California, at the locations as shown in dashed red lines by the maps (Division Engineers Drawing No. I-8-11208, Revised December 2, 1930) attached thereto, subject to the following conditions:

- (1) The above crossings shall be identified as follows:
 - "E" Street - Crossing No. 2-267.67-C,
 - "F" Street - Crossing No. 2-267.77-C,
 - "G" Street - Crossing No. 2-267.83-C,
 - Atlantic Street between "G" Street and Market Street - Crossing No. 2-267.86-C.
- (2) The entire expense of constructing and thereafter maintaining the crossings in good and first-class condition for safe and convenient use of the public, shall be borne by applicant.
- (3) Said crossings shall be constructed equal or superior to the type shown as Standard No. 2, in our General Order No. 72, and shall be constructed 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 three (3) per cent, and shall be protected by Standard No. 1 crossing signs as specified in our General Order No. 75.
- (4) Applicant shall remove the tracks shown in dashed yellow lines on the map (Division Engineers Drawing No. I-8-11208, Revised December 2, 1930) attached to the application, and shall repair the roadway where said tracks cross public streets to conform to the remainder thereof.
- (5) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossings and of its compliance with the conditions hereof.
- (6) The authorization herein granted shall lapse and become void if not exercised within one (1) year from the date hereof unless further time is granted by subsequent order.
- (7) 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, 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 December, 1930

Ed Sweeney

Leon Cowley

Paul Lewis

Commissioners.