

ORIGINAL

Decision No. 102,544

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the matter of the application }  
of The Atchison, Topeka & Santa Fe }  
Railway Company for permission to }  
construct a spur track at grade }  
across County Road at Hughson in }  
the County of Stanislaus, State of }  
California. }

Application No. 7687.

By The Commission:

O R D E R

The Atchison, Topeka & Santa Fe Railway Company, a corporation, having on March 24, 1922, filed with the Commission an application for permission to construct a spur track at grade across County Road at Hughson in the County of Stanislaus, State of California, as hereinafter indicated, and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the necessary franchise or permit has been granted by the Board of Supervisors of said County of Stanislaus for the construction of said crossing at grade, and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said County Road, and that this application should be granted subject to the conditions hereinafter specified;

IT IS HEREBY ORDERED, that permission be and it is hereby granted The Atchison, Topeka and Santa Fe Railway Company to construct a spur track at grade across County Road at Hughson, in the

County of Stanislaus, State of California, described as follows:

Commencing at a point 20 feet south of the south line of Sec. 9, T. 45, R. 10 E., M.D. B. & M., and 844.91 ft. east of the west line of the east one-half of the N.E. quarter of section 16, T. 45., R. 10 E., M.D.B. & M., said point being on the south line of a county highway, thence in a northwesterly direction a distance of 51.62 feet to a point on the north line of said county highway 20 feet north of the south line of said section 9 and 812.3 feet east of the west line of the east half of the S.E. quarter section 9, T. 45, R. 10 E., M.D. B. & M.,

all of the above as shown by the map (Div'n. Engineer's Drawing No. V-4-7) attached to the application; said crossing to be constructed subject to the following conditions, viz:

(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 of a width and type of construction to conform to that portion of said County Road now graded, with grades of approach not exceeding three (3) per cent; shall be protected by a suitable crossing sign and shall in every way be made safe 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) The authorization herein granted for the installation of said crossing shall lapse and become void one year from the date of this order 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.

Dated at San Francisco, California, this 27th day of March, 1922.

W. B. Brundage

Charles H. Brown

J. H. McDonald

Commissioners.