

ORIGINAL

Decision No. 1128.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

Decision No. 1128

In the matter of the application of
THE ATCHISON, TOPEKA & SANTA FE RAIL-
WAY COMPANY, for an order authorizing
the construction of a spur track at
grade across Haven, Highland, Hermosa
and Ramona Avenues, and also a 50-ft.
unnamed street near Cucamonga, San
Bernardino County, California.
.....)

Application No. 873.

O R D E R

By the Commission,

THE ATCHISON, TOPEKA & SANTA FE RAILWAY
COMPANY, a corporation, having on December 8, 1913 filed with
the Commission an application for permission to construct an
extension of its Cucamonga spur track at grade across Haven,
Highland, Hermosa and Ramona Avenues, and also across an un-
named 50-ft. street between the west lines of Lots 6 and 19
and the east lines of Lots 7 and 18, of the Foothill Frostless
Fruit Company's subdivision of the South Half of the South Half
of S. 26, T 1 N., R. 7 W., S.B.B.M. near Cucamonga, San Ber-
nardino County, 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 crossings applied for
are not within the corporate limits of a city or town, and
therefore a franchise or permit for the construction of same
is not necessary; and it further appearing that it is not
reasonable nor practicable to avoid grade crossings with said
streets, and that the application should be granted subject to
the conditions hereinafter specified.

IT IS HEREBY ORDERED that permission be hereby granted
The Atchison, Topeka & Santa Fe Railway Company to construct
the extension of its Cucamonga spur track at grade across five

(5) public highways near Cucamonga, San Bernardino County, California, as follows:

- Crossing No. 1: A public highway known as "Highland Avenue", at engineer's station 211 plus 46.
- Crossing No. 2: A public highway known as "Haven Avenue", at engineer's station 212 plus 88.
- Crossing No. 3: An unnamed public highway between the west lines of Lots 6 and 19 and the east lines of Lots 7 and 18, of the Foothill Frostless Fruit Company's subdivision of the South Half of the South Half of S. 26, T. 1 N., R. 7 W., S.B.B.M., at engineer's station 229 plus 29.
- Crossing No. 4: A public highway known as "Hermosa Avenue", at engineer's station 242 plus 62.
- Crossing No. 5: A public highway known as "Ramona Avenue", at engineer's station 255 plus 87.

All of the above as shown by the map and profile attached to the application and subject to the following conditions, viz:

(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 of a length not less than twenty-four (24) feet, with grades of approach not exceeding six (6) per cent, and shall be ballasted with

first-class stone or gravel ballast to a depth of not less than six (6) inches, and in every way made safe for the passage there-
over of vehicles and other road traffic.

(3) 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.

Dated at San Francisco, California, this 13th
day of December, 1913.

John W. Kishline

H. D. Keland

Alfred Gordon

Max Thelen

Edwin O. Edgerton

Commissioners.