

Decision No. ✓

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

Decision No. 1378

In the matter of the application of THE
ATCHISON, TOPEKA & SANTA FE RAILWAY COM-
PANY for permission to construct a spur
track at grade across Clay Avenue and a
Twenty-foot Alley near the City of Fresno,
Fresno County, California.) Application No. 1055.
.....)

O R D E R

By the Commission,

THE ATCHISON, TOPEKA & SANTA FE RAILWAY COM-
PANY, a corporation, having on March 26, 1914 filed with the Com-
mission its application for permission to construct a spur track
at grade across Clay Avenue and a Twenty-foot Alley, near the City
of Fresno, Fresno 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 said crossings are not within
the corporate limits of a city or town, and therefore a franchise
or permit is not necessary for the construction of said crossings;
and it further appearing that it is not reasonable nor practicable
to avoid grade crossings with said street and alley, and that the
application should be granted subject to the conditions herein-
after specified,

IT IS HEREBY ORDERED That permission be here-
by granted The Atchison, Topeka & Santa Fe Railway Company to con-
struct a spur track at grade across Clay Avenue and a Twenty-foot
Alley near the City of Fresno, Fresno County, California, as
shown by the tracing attached to the application, to serve the
Routt Lumber Company of Fresno, and subject to the following con-
ditions, viz:

(1) The entire expense of constructing the crossings, to-
gether 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 sufficient to meet the demands of road traffic, in no case 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 thereover 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 26th
day of March, 1914.

Glenn Gordon

Max Thelen

Edwin O. Edgerton

Commissioners.