

Decision No. 34492

Decision No. _____.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

IN THE MATTER OF THE APPLICATION OF)
Atchison, Topeka and Santa Fe Rail-)
way Company for permission to con-)
struct a spur track at grade in and)
along Spear Street, in the City and)
County of San Francisco, California.)

ORIGINAL
Application No. 2395.

By the Commission.

O R D E R.

ATCHISON, TOPEKA AND SANTA FE RAILWAY COMPANY, a corporation, having on July 7, 1916, filed with the Commission an application for permission to construct a spur track at grade in and along Spear Street, in the City and County of San Francisco, 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 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 Spear Street, and that this application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, That permission be hereby granted Atchison, Topeka and Santa Fe Railway Company to construct a spur track at grade in and along Spear Street, in the City and County of San Francisco, California, as shown by the map 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 Spear Street now graded, with grades of approach not exceeding 4 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) 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 8th
day of July, 1916.

Max Thelen
H. J. Loveland
W. J. Goddard
Edwin O. Edgerton
Frank R. DeWitt

Commissioners.