

ORIGINAL

Decision No. 4151

Decision No. _____.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the appli-)
cation of THE ATCHISON,)
TOPEKA AND SANTEE FE RAILWAY)
COMPANY for permission to)
construct a spur track at)
grade across Eighth and)
"N" Streets in the City of)
San Diego, San Diego County,)
California.)
.....

Application No. 2766.

By the Commission.

O R D E R.

THE ATCHISON, TOPEKA AND SANTEE FE RAILWAY COMPANY, a corporation, having on February 16, 1917, filed with the Commission an application for permission to construct a spur track at grade across Eighth and "N" Streets in the City of San Diego, San Diego 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 necessary franchise or permit has been granted by the City of San Diego for the construction of said crossings at grade; and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said Eighth and "N" Streets, and that this application should be granted subject to the conditions hereinafter specified:

IT IS HEREBY ORDERED, That permission be hereby granted The Atchison, Topeka and Sante Fe Railway Company to construct a spur track at grade across Eighth and "N" Streets in the City of San Diego, San Diego County, California, described as follows:

"Beginning at a point in the western line of said Eighth Street, distant 240.3 feet southerly from the southwest corner of said Eighth Street and M Street;

- thence southeasterly on a curve concave to the southwest with a radius of 603.805 feet, a distance of 103.25 feet; thence southeasterly on a tangent a distance of 100.70 feet to a point in the southerly line of said N Street, distant 132.60 feet westerly from the southwest corner of said N Street and Ninth Street."

All of the above as shown by the map attached to the application; said crossings to be constructed 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 width and type of construction to conform to those portions of Eighth and N Streets now graded, with grades of approach not exceeding four (4) per cent; shall be protected by suitable crossing signs, 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 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 3d day of March, 1917.

Max Thelen
A. S. Howard
Edwin O. Edgerly
Frank P. Deane