

ORIGINAL

Decision No. 5584

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BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of THE)
CITY OF SAN DIEGO for permission to con-)
struct and extend 63rd Street across the)
tracks and right of way of the San Diego)
& Arizona Railway Company, a corporation.)

Application No. 3942.

By the Commission.

ORDER

THE CITY OF SAN DIEGO having on July 11, 1918, filed with the Commission an application for permission to construct and extend 63rd Street across the tracks and right of way of the San Diego & Arizona Railway Company, a corporation, in said City, as hereinafter indicated; and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the San Diego & Arizona Railway Company has granted the necessary easement; and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said street, and that this application should be granted subject to the conditions hereinafter specified;

IT IS HEREBY ORDERED, That permission be hereby granted The City of San Diego to construct and extend 63rd Street across the tracks and right of way of the San Diego & Arizona Railway Company, a corporation, in the City of San Diego, County of San Diego, State of California, described as follows:

"A strip of land sixty (60) feet in width over and across the one hundred (100) foot Right of Way of the San Diego and Arizona Railway Company, through Lot Thirteen (13) of the Rancho Mission of San Diego, being the extension in a Southerly direction of Sixty-third Street, formerly Hunsaker Street, in The City of

San Diego, across the Right of Way of the San Diego & Arizona Railway Company, to the intersection of the Northerly line of Imperial Avenue, formerly County Road in said City."

All of the above 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 shall be borne by applicant. 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, except for that portion between the rails and two (2) feet outside thereof, which shall be borne by the San Diego & Arizona Railway Company.

(2) Said crossing shall be constructed of a width and type to conform to that portion of the street now graded, with grades of approach not exceeding four (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 present grade crossing, located about two hundred and fifty (250) feet in an easterly direction from the easterly line of said 63rd Street produced Southorly, shall be abandoned as a crossing and closed to the use of the public.

(4) 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 15th day
of July, 1918.

Edwin A. Edgerton
W. H. Donald
Art Young
Frank R. Denton
Commissioners.