

Decision No. 588

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of PACIFIC
ELECTRIC RAILWAY COMPANY for permission to
construct overhead crossings over the spur
tracks of The Atchison, Topeka and Santa Fe
Railway Company to its pre-cooling plant,
City of San Bernardino, San Bernardino County,
California.
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Application 505.

ORDER

By the Commission.

PACIFIC ELECTRIC RAILWAY COMPANY, a corporation, having on April 15, 1913, filed with the Commission an application for permission to construct its main line track overhead across the spur tracks of The Atchison, Topeka and Santa Fe Railway Company leading to its pre-cooling plant, in the City of San Bernardino, San Bernardino 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 applicant has filed copy of a letter dated April 10, 1913, signed by I. L. Hibbard, Acting General Manager of The Atchison, Topeka and Santa Fe Railway Company, indicating that it expects to negotiate a contract with Pacific Electric Railway Company relative to the terms of installation, maintenance and operation of said crossings, and that no differences as to such terms are anticipated; and it further appearing that it is reasonable and practicable to avoid grade crossings with the spur tracks of said The Atchison, Topeka and Santa Fe Railway Company, and that the application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED that permission be hereby granted Pacific Electric Railway Company to construct its main line track overhead across the spur tracks of The Atchison, Topeka and Santa Fe Railway Company leading to its pre-cooling plant, in the City of San Bernardino, San Bernardino County, California, said crossings being at a point about sixty (60) feet north of the north line of Rialto Avenue, and thirteen hundred and ten (1310) feet west of the west boundary line of said City, as shown by the maps and profiles attached to the application, subject to the following conditions, viz.:

(1) The entire expense of constructing the crossings, together with the cost of their maintenance hereafter in good and first-class condition for the safe operation of the engines, motors, trains and cars of both applicant and The Atchison, Topeka and Santa Fe Railway Company shall be borne by applicant, except that The Atchison, Topeka and Santa Fe Railway Company shall maintain its tracks and roadbeds under said crossings.

(2) The crossings shall be constructed to conform to the specifications contained in General Order No. 26, of this Commission, effective January 1, 1913, in so far as they pertain.

(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 15th day of April, 1913.

John M. Eashleman

Max. Thelen

Edwin C. Edgerton

Commissioners.