

# ORIGINAL

Decision No. 2182

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of the United States Railroad Administration operating Atchison, Topeka and Santa Fe Railroad, Coast Lines, and the Atchison, Topeka and Santa Fe Railway Company, a Corporation, for authority to construct, maintain and operate a spur track in and along South East Street, City of Visalia, Tulare County, California.

Application No. 5378.

By the Commission.

## O R D E R

Director General of Railroads, operating Atchison, Topeka and Santa Fe Railroad, Coast Lines, and the Atchison, Topeka and Santa Fe Railway Company having, on February 24, 1920, filed an application with the Commission for permission to construct, maintain and operate a spur track in and along South East Street, in the City of Visalia, Tulare County, State of California, as hereinafter indicated; and it appearing to the Commission that this is not a case in which a hearing is necessary; that the Board of Trustees of the City of Visalia has granted its permission for the necessary construction to be made; 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 and the same is hereby granted Director General of Railroads, operating Atchison, Topeka and Santa Fe Railroad, Coast Lines, and the Atchison, Topeka and Santa Fe Railway Company to construct, maintain and operate a spur track in and along South East Street, in the City of Visalia, Tulare County, State of California, described as follows:

Beginning at a point in the existing main track of the Atchison, Topeka and Santa Fe Railroad, as constructed in South East Street, 440 feet more or less south of Mineral King Avenue; thence northerly and easterly on convenient curves along said South East Street to a point in the southerly line of said South East Street 225 feet, more or less, southerly from said Mineral King Avenue.

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, 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 to conform to that portion of the street to be crossed now graded, with grades of approach not exceeding four (4) per cent; shall be protected by a suitable sign and shall, in every way, be made safe for the passage there-over 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 per-

mission if, in its judgment, the public convenience and necessity demand such action.

Dated at San Francisco, this 27<sup>th</sup> day of February, 1920.

Edwin U. Edgerton

Howard R. Perkins

H. W. Bondise

Commissioners.