

Decision No. 7477

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of the Application
of The Atchison, Topeka and Santa
Fe Railway Company, a corporation,
for authority to construct a spur
track in and along Chico Street,
in the City of Bakersfield, Cali-
fornia.

Application No. 5615.

By the Commission.

O R D E R

The Atchison, Topeka and Santa Fe Railway Company having, on April 22nd, 1920, filed an application with the Commission for permission to construct a spur track in and along Chico Street, in the City of Bakersfield, California, as more particularly described in the application and as shown by the map attached thereto; and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the City Council of the City of Bakersfield has granted its permission for the construction of said track at grade; 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 The Atchison, Topeka and Santa Fe Railway Company to construct a spur track, at grade, in and along Chico Street, in the City of Bakersfield, Cali-

foria, as more particularly described in the application and as shown by the map attached thereto; 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 the street to be crossed 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 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 26th day of April, 1920.

H. D. Lyland
Frank D. M.
H. B. B.

Commissioners.