

Decision No. 7721**ORIGINAL**

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of
 San Diego and Arizona Railway Company
 for permission to construct an indus-
 trial spur track at grade across N. Street
 and 22nd Street, San Diego, San Diego County,
 California.

Application No. 5771

By the Commission.

O R D E R

San Diego and Arizona Railway Company, a corporation, having on June 3, 1920, filed with the Commission an application for permission to construct an industrial spur track, at grade, across N. Street and 22nd Street, in the City of San Diego, County of San Diego, 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 Common Council of the City of San Diego, in Ordinance 8012, 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 streets, and that this application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, That permission be hereby granted San Diego and Arizona Railway Company to construct an industrial spur track at grade across N. Street and 22nd Street in the City of San Diego, County of San Diego, California, described as follows:

Beginning at a point on the center line of the main track of the San Diego and Arizona Railway Company, in "N" Street, at a point 78.6 feet east from the east line of Twenty-second Street produced; thence westerly on a $12^{\circ}30'$ curve to the right from a tangent being the center line of said main track, a distance of 70.14 feet; thence continuing westerly on a 24° curve to the right tangent to the last described curve, a distance of 49.59 feet to a point; thence northwesterly tangent to the last described curve a distance of 15 feet to a point; thence westerly on a 24° curve to the left tangent to the last described course a distance of 27.92 feet to a point on the westerly line of Twenty-second Street, distant one foot north of the north line of "N" Street.

All of the above as shown by the map marked H-120 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 N. Street and Twenty-second Street to be crossed as 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 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 16th day of June, 1920.

Edwin O. Edwards

H. D. Loveland

James Martin
Commissioners.