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Decision No. 7861

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of
 San Diego Electric Railway Company for
 authority to install and operate an
 additional railway crossing over the
 single steam track of The Atchison,
 Topeka and Santa Fe Railway Company at
 Market and Atlantic Streets, in San
 Diego, County of San Diego, California.

) Application No. 5862.

By the Commission:

O R D E R

San Diego Electric Railway Company, a corporation,
 having, on June 25, 1920, filed an application with the Commis-
 sion for authority to install and operate an additional railway
 crossing, at grade, over the single steam track of The Atchison,
 Topeka and Santa Fe Railway, as hereinafter indicated, and it
 appearing to the Commission that this is not a case in which a
 public hearing is necessary; that The Atchison, Topeka and Santa
 Fe Railway Company has granted its permission for the construction
 of said crossing at grade; and it further appearing that it is not
 reasonable nor practicable to avoid a grade crossing at the inter-
 section of said tracks; that no further permission is necessary
 from local authorities in this instance, and that the application
 should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, That permission be and the same is hereby granted San Diego Electric Railway Company to construct a spur track, at grade, over the track of The Atchison, Topeka and Santa Fe Railway Company at Market and Atlantic Streets, City of San Diego, County of San Diego, State of California, 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.

(2) After the installation of frogs for said crossing all engines, trains, motors, and cars of the applicant, before proceeding over said crossing, shall come to a full stop within fifty (50) feet thereof, and shall not proceed over same until it has been ascertained that it is safe to do so and until proper signals have been given.

(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 will revoke its permission if, in its judgment, the public convenience and necessity demand such action.

Dated at San Francisco, California, this 10th day of July, 1920.

H. S. Longland
Frank P. Kelly
H. B. Brundage
Iwing Martin
Commissioners.