

Decision No. 8094

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 for permission to
construct a spur track in and along
Diana Street, and at grade across
Clay Avenue and an alley in the City
of Fresno, County of Fresno, State
of California.

Application No. 6097.

By the Commission:

O R D E R

The Atchison, Topeka and Santa Fe Railway Company, a corporation, having on September 8, 1920 filed with the Commission an application for permission to construct a spur track in and along Diana Street, and at grade across Clay Avenue and an alley in the City of Fresno, County of Fresno, State of 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 Board of Trustees of the City of Fresno 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 Clay Street and alley, and that this application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, That permission be hereby granted The Atchison, Topeka and Santa Fe Railway Company to construct a spur track in and along Diana Street and at grade across Clay Avenue and an alley in the City of Fresno, County of Fresno, State of California

as shown by the map 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 Clay Avenue and the alley to be crossed as now graded, with grades of approach not exceeding two (2) per cent; shall be protected by suitable crossing signs 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 13th day
of September, 1920.

Edw. O. Edgerton
H. H. ...
H. H. ...
Commissioners.