

Decision No. 8481

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of The Atchison, Topeka and Santa Fe Railway Company, a corporation, for permission to lay down, construct and operate a spur track in and along Taylor Street, and at grade across Pilgrim Street in the City of Stockton, County of San Joaquin, State of California.

Application No. 6404.

By the Commission,

O R D E R

The Atchison, Topeka and Santa Fe Railway Company, a corporation, having on December 16, 1920, filed with the Commission an application for permission to lay down, construct and operate a spur track in and along Taylor Street and at grade across Pilgrim Street in the City of Stockton, County of San Joaquin, 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 Council of the City of Stockton for the construction of said crossing 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 hereby granted The Atchison, Topeka and Santa Fe Railway Company to construct a spur track in and along Taylor Street and at grade across Pilgrim Street in the City of Stockton, San Joaquin County, California, described as follows:

"Beginning at a point in Taylor Street thirteen (13) feet northerly from the center line of the present main track of The Atchison, Topeka & Santa Fe Railway in Taylor Street and fifteen (15) feet, more or less, easterly from

the east line of Pilgrim Street; thence westerly across said Pilgrim Street a distance of thirteen (13) feet northerly and parallel to said main track of The Atchison, Topeka & Santa Fe Railway a distance of two hundred and eighty five (285) feet, more or less, to a connection with that certain spur track serving the Studebaker Warehouse,"

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 of construction to conform to that portion of Pilgrim Street to be crossed as same is now graded, with grades of approach not exceeding one (1) 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 21st day of December, 1920.

Edwin O. Edgerton

H. S. Loveland

H. B. Brundage

Dwight M. Hart
Commissioners.