

Decision No. 8607.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application  
of Atchison, Topeka & Santa Fe  
Railway Company, a corporation,  
for permission to construct a spur  
track at grade along, in, and across  
North East Street, City of Visalia,  
County Tulare, California.

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) Application No. 6509.  
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BY THE COMMISSION:

O R D E R

Atchison, Topeka and Santa Fe Railway Company, a corporation, having on January 23, 1921, filed with the Commission an application for permission to construct a spur track at grade along, in, and across North East Street in City of Visalia, County of Tulare, 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 City of Visalia 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 North East 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 at grade along, in, and across North East Street, in the City of Visalia, Tulare County, California, as shown by the map, Exhibit "A", 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 North East Street 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 installation of said crossing shall be made within one year from the date of this order unless further time is granted by subsequent order herein and unless so completed within the time specified the authorization herein granted shall lapse and become void.

(4) The Commission shall be notified in writing of the completion of the installation of said crossing within thirty (30) days thereafter.

(5) 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 3<sup>rd</sup> day  
of ~~January~~ <sup>February</sup> 1921.

H. J. [Signature]  
Frank [Signature]  
H. P. [Signature]  
Erving [Signature]  
Charles N. [Signature]  
Commissioners.