

Decision No. 8941.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application)
of The Atchison, Topeka & Santa Fe)
Railway Company, a corporation, for)
permission to construct new tracks)
at grade across Villa Avenue and to)
change the location of trackage across)
Church Avenue, Jensen Avenue and Villa)
Avenue at Calwa, Fresno County, California.)

Application No. 6660.

By the Commission:

O R D E R

The Atchison, Topeka and Santa Fe Railway Company, a corporation having on March 21, 1921, filed with the Commission application for permission to construct new tracks across Villa Avenue and to change the location of trackage across Church Avenue, Jensen Avenue and Villa Avenue at Calwa, Fresno County, California, as hereinafter indicated, and it appearing to the Commission that it is not a case in which a public hearing is necessary; that the necessary franchise or permit has been granted by the Board of Supervisors of Fresno County for the construction of said crossing at grade and for said relocation of trackage, and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said Villa Avenue, Church Avenue and Jensen Avenue 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 & Santa Fe Railway Company to construct two tracks at grade across Villa Avenue and to relocate at grade three tracks

across Church Avenue, three tracks across Villa Avenue and two tracks across Jensen Avenue, all at Calwa, Fresno County, described as follows:

(a) The center lines of the two new tracks at Villa Avenue to be northeasterly from and parallel to the center line of the State highway and 160.8 and 150.5 feet distant, respectively, therefrom, as shown on Exhibit "C" attached to the application.

(b) The center line of the relocated westbound main track at Church Avenue to be located as follows: Commencing at a point in the north line of Church Avenue, said point being 101.12 feet east of the east line of East Avenue; thence in a southeasterly direction on a curve at the left with a radius of 1528.16 feet a distance of 62.73 feet to a point in the south line of said Church Avenue 119.53 feet east of the east line of East Street produced, and the center line of the relocated eastbound main track and switching lead to be westerly of and parallel to the above described center line of the westbound main track and 14 and 28 feet distant, respectively, therefrom as shown on Exhibit "A", attached to the application.

(c) The relocated center line of the eastbound main track at Jensen Avenue is to be as follows: Commencing at a point in the south line of Jensen Avenue, distant 319.19 feet east of the intersection of said line with the center line of the State highway, thence 80.13 feet northwesterly across Jensen Avenue to the north line of said Jensen Avenue and the relocated westbound main track at Jensen Avenue is to be as follows: Commencing at a point in the south line of Jensen Avenue, distant 337.89 feet east of the intersection of said line with the center line of the State highway, thence 80.13 feet northwesterly across Jensen Avenue to the north line of said Jensen Avenue, both tracks to be as shown on Exhibit "B" attached to the application.

(d) The center lines of the relocated westbound main track and the relocated eastbound main track and of the relocated switching lead at Villa Avenue are to be northeasterly from and parallel to the center line of the State highway and 253, 239 and 194.8 feet distant, respectively therefrom, as shown on Exhibit "C" attached to the application:-

Said crossings are 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) Villa Avenue is to be closed across the tracks of applicant.

(3) Said crossings shall be constructed of a width and type of construction to conform to those portions of Church Avenue and Jensen Avenue now graded, with grades of approach not exceeding four (4) 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.

(4) The installation of said crossings 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.

(5) The Commission shall be notified in writing of the completion of the installation of said crossings within 30 days thereafter.

(6) Applicant shall, at its own expense, as hereafter may be determined, either maintain a human flagman or install and maintain an automatic flagman at its crossings of Jensen Avenue.

(7) 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 6th day of May, 1921.

H. S. Loveland

H. W. Brundage

Josiah Martin

J. P. Benedict

Commissioners.