Decision No. 8966



BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

-000-

In the matter of the application of the Atchison, Topeka and Santa Fe Railway Company, a corporation, for authority to construct a spur track in and along East Second Street and across Cumberland Avenue and Los Medanos Avenue, in the City of Pitts-burg, County of Contra Costa, State of California, and across a county road at a point about thirteen hundred foot east of the City limits of said City of Pittsburg.

Application No. 6755.

مير . معيد هيدان او

By the Commission:

ORDER

The Atchison, Topeka and Sante Fe Railway Company, a corporation having on April 19, 1921, filed with the Commission an application for permission to construct a spur track on East Second Street at grade across Comberland Avenue and Los Medanos Avenue and also at grade across a county road at a point about thirteen hundred feet east of the City limits of the City of Pittsborg, all in the County of Contra Costa, 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 franchises or permits have been granted by City of Pittsburg and the County of Contra Costa, respectively, for the construction of said crossings at grade, and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said Cumberland Avenue, los Medanos Avenue and said County Road, and that this application should be granted subject to the conditions hereinafter specified,

IT IS HYPEBY ORDERED, that permission be hereby granted

the Atchison, Topeka and Santa Fe Railway Company to construct a spur track on East Second Street at grade across Cumberland Avenue and Los Medenos Avenue and also at grade across a county read at a point about thirteen hundred feet east of the City limits of the City of Pittsburg all in the County of Contra Costa, California, described as follows:

Commencing at a point on the easterly limits of the City of Pittsburg, Contra Costa County, California, said point being 14 feet at right angles south from the north line of East 2nd Street, thence westerly parallel to and 14 feet at right angle south from said north line of East 2nd Street 664.49 feet, thence on a curve to the right with a radius of 603.61 feet a distance of 34.74 feet, then on a curve to the left with a radius of 603.81 feet, a distance of 34.74 feet, thence westerly parallel to and 12 feet at right angles southerly from the north line of East Second Street to a point 200 feet west of the west line of Cumberland Street.

All of the above 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 said Cumberland Avenue, Los Medanos Avenue and the County Road 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.
- (3) 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.

ماند ان الله ا

- (4) The Commission shall be notified in writing of the completion of the installation of said crossings.
- (5) 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 _______day of May, 1921.

Horrank.

Morshedel

Commissioners.