

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

|   |   |                      |
|---|---|----------------------|
| In the matter of the application of the   | ) |                      |
| Atchison, Topeka & Santa Fe Railway Co.   | ) |                      |
| for permission to construct its spur      | ) |                      |
| track at grade across Hazel Avenue, near  | ) | Application No. 761. |
| the City of Stockton, San Joaquin County, | ) |                      |
| California.                               | ) |                      |
| .....                                     | ) |                      |

ORDER

By the Commission,

ATCHISON, TOPEKA AND SANTA FE RAILWAY COMPANY,

a corporation, having on September 25, 1913, filed with the Commission an application for permission to construct its spur track at grade across Hazel Avenue, near the City of Stockton, San Joaquin County, California, as hereinafter indicated, and it appearing to the Commission that this is not a case in which a public hearing is necessary; that Hazel Avenue is not within the corporate limits of the City of Stockton, and therefore it is not necessary for applicant to secure a franchise or permit for the construction of said crossing at grade from a Board of Trustees; and it further appearing that it is not reasonable nor practicable to avoid grade crossing with said Hazel Avenue, and that the 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 its spur track at grade across Hazel Avenue, near the City of Stockton, San Joaquin County, California, on the south side of its main line track and between its main line track and East Anderson Street, as shown by the map and profile attached to the application, and 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 length not less than twenty-four (24) feet, with grades of approaches not exceeding six (6) per cent, and shall be ballasted with first-class stone or gravel ballast to a depth of not less than six (6) inches, and in every way 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 8th day of October, 1913.

John W. Cashman  
H. S. Loveland  
Al. Gordon  
Max Thelen

Commissioners.