

ORIGINAL

Decision No. 999.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of )  
the ATCHISON, TOPEKA AND SANTA FE )  
RAILWAY COMPANY, for permission to )  
construct its spur track at grade ) Application No. 775.  
across Mountain Avenue, in the City )  
of Ontario, San Bernardino County, )  
California. )  
.....

O R D E R

By the Commission,

ATCHISON, TOPEKA AND SANTA FE RAILWAY  
COMPANY, a corporation, having on October 2, 1913, filed with  
the Commission an application for permission to construct its  
spur track at grade across Mountain Avenue in the City of  
Ontario, San Bernardino 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 appli-  
cant has secured the necessary franchise or permit for con-  
struction of said crossing at grade from the Board of Trustees  
of the City of Ontario; and it further appearing that it is  
not reasonable nor practicable to avoid grade crossing with  
said Mountain 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 Mountain Avenue in  
the City of Ontario, San Bernardino County, California, on  
the north side of its main line track, as shown by the map  
and profile attached to the application; said spur track to  
serve the Stewart Citrus Fruit Association, and to be con-  
structed 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 approach not exceeding six (6) percent 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 there-over of vehicles and other road traffic.

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 M. Cashman  
W. L. ...  
W. Gordon  
Max Thelen

Commissioners.