

Decision No. 29655.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of  
THE ATCHISON, TOPEKA AND SANTA FE RAILWAY  
COMPANY, a corporation, for authority to  
construct, operate and maintain a spur  
track in Spear Street at Bryant Street;  
also tracks designated as Track No. 1 and  
Track No. 2, on Bryant Street between  
Spear and Main Streets, in the City and  
County of San Francisco, State of Cali-  
fornia.

ORIGINAL

Application No. 21112.

BY THE COMMISSION:

O R D E R

The Atchison, Topeka and Santa Fe Railway Company, a corporation, on March 31, 1937, applied for authority to construct a spur track at grade across Bryant and Spear Streets in the City and County of San Francisco, State of California. The necessary permit has been granted by the Department of Public Works of said City and County for the construction of said crossings at grade. Said spur tracks are, to a large extent, simply a rearrangement of existing trackage of applicant and the number of tracks across Bryant Street is actually reduced.

It appearing that a public hearing is not necessary herein; that it is neither reasonable nor practicable at this time to provide grade separations or to avoid grade crossings at the points mentioned, and that the application should be granted,

IT IS HEREBY ORDERED that The Atchison, Topeka and Santa Fe Railway Company is hereby authorized to construct its spur tracks at grade across Bryant and Spear Streets in the City and County of San Francisco, State of California, at the location more particularly described in the application and as shown by the map attached thereto, subject to the following conditions:

- (1) The entire expense of constructing and thereafter maintaining the crossings in good and first-class condition for safe and convenient use of the public, shall be borne by applicant.
- (2) Said crossings shall be constructed equal or superior to the type shown as Standard No. 3, in our General Order No. 72, and shall be constructed without super-elevation and of a width to conform to those portions of said streets now graded, with the tops of rails flush with the pavement and with grades of approach not exceeding three (3) per cent, and shall be protected by Standard No. 1 Crossing Signs as specified in our General Order No. 75-A.
- (3) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossings and of its compliance with the conditions hereof.
- (4) The authorization herein granted shall lapse and become void if not exercised within one (1) year from the date hereof, unless further time is granted by subsequent order.
- (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, public convenience and necessity demand such action.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 5<sup>th</sup> day of April, 1937.

Arthur J. [Signature]  
Lion [Signature]  
Frank [Signature]  
[Signature]  
[Signature]  
Commissioners