

Decision No. 28846.

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 relocate, lay down, ex-
tend, maintain and operate a railroad
track at grade in and along Olive
Street and across Thirteenth Street
in the City of Riverside, County of
Riverside, State of California.

ORIGINAL

Application No. 21147.

BY THE COMMISSION:

O R D E R

The Atchison, Topeka and Santa Fe Railway Company, a corporation, on April 23rd, 1937, applied for authority to relocate and extend railroad track No. 15 at grade in and along Olive Street and across Thirteenth Street, in the City of Riverside, County of Riverside, State of California. The necessary franchise or permit (Ordinance No. 796, New Series), has been granted by the City Council of said city for the construction of said track and crossing at grade. It appearing that a public hearing is not necessary herein; that it is neither reasonable nor practicable at this time to provide a grade separation or to avoid a grade crossing at the point mentioned and that the application should be granted, subject to certain conditions;

IT IS HEREBY ORDERED that The Atchison, Topeka and Santa Fe Railway Company is hereby authorized to relocate and extend its railroad track No. 15 at grade in and along Olive Street and

across Thirteenth Street, in the City of Riverside, County of Riverside, State of California, at the location more particularly described in the application and as shown by the map (Division Engineer's Drawing No. L-6-12780), attached thereto, subject to the following conditions:

- (1) The above crossing of Thirteenth Street shall be identified as a portion of Crossing No. 2B-10.25.
- (2) The entire expense of constructing and thereafter maintaining the crossing in good and first-class condition for safe and convenient use of the public, shall be borne by applicant.
- (3) Said crossing shall be constructed equal or superior to the type shown as Standard No. 2, in our General Order No. 72, and shall be constructed without superelevation and of a width to conform to that portion of said street now graded, with the tops of rails at same elevation as main line rails and flush with the pavement and with grades of approach not exceeding four (4) per cent.
- (4) Applicant shall remove the track shown in dashed yellow on the map (Division Engineer's Drawing No. L-6-12780), attached to the application, in so far as it lies in Olive Street, and shall repair the roadway to conform to the remainder thereof.
- (5) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing and of its compliance with the conditions hereof.
- (6) 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.
- (7) 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, public convenience and necessity demand such action.

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

Dated at San Francisco, California, this 7th day of June, 1937.

William H. ...
Leon ...
James ...
Robert ...
Ray & Riley
Commissioners.