

ORIGINAL

Decision No. 38865

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	)	Application No: 27397
construct, maintain, and operate a spur	)	
track across Fresno Avenue, in the County	)	
of San Joaquin, State of California.	)	

O R D E R

The Atchison, Topeka and Santa Fe Railway Company is authorized to construct a spur track at grade across Fresno Avenue near Stockton, San Joaquin County, at the location described in the application, to be identified as Crossing No. 2-1122.5-C. Applicant shall bear entire construction and maintenance expense. Construction of said crossing shall be equal or superior to Standard No. 2 of G. O. No. 72, and of a width to conform to the portion of the street now graded, with tops of rails flush with roadway, and with grades of approach not exceeding three per cent. Protection shall be by two Standard No. 8 crossing signals (G. O. No. 75-B).

No train or car shall be operated over said crossing, preceding the engine or motor propelling same, without first having been brought to a stop and unless traffic on the highway be protected by a member of the train crew or other competent employee acting as flagman.

Within thirty days after completion pursuant to this order, applicant shall so advise the Commission in writing. This authorization shall become void if not exercised within one year, unless time be extended, or if above conditions are not complied with. Authorization may be revoked or modified if public convenience,

necessity or safety so require. This order shall be effective immediately.

Dated at Los Angeles, California, this 16<sup>th</sup> day of April, 1946.

Harold Kuhn

Justin Z. Calver  
John W. Dora

Harold P. Kuhl  
Commissioners