

ORIGINAL

Decision No. 38993

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of application of SAN DIEGO & ARIZONA EASTERN RAILWAY COMPANY, for an order authorizing the construction at grade of an industry spur track upon, along and across "L" Street and crossing Ninth Avenue, in the City of San Diego, County of San Diego, State of California.

Application No. 27442

O R D E R

San Diego and Arizona Eastern Railway Company is authorized to construct an industrial spur track along and across "L" Street and across Ninth Avenue in San Diego, San Diego County, at the locations described in the application, to be identified as follows:

- Crossing of "L" Street as Crossing No. 36-1.23-C, and
- Crossing of Ninth Avenue as a portion of Crossing No.

36-1.2-C.

Applicant shall bear the entire construction and maintenance expense. Construction shall be equal or superior to Standard No. 2 of General Order No. 72, without superelevation 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 two per cent.

San Diego Gas and Electric Company has executed a written agreement to remove the two power poles from the south side of "L" Street, between Eighth Avenue and Ninth Avenue, therefore exemption is granted from the provisions of Section 2 (c) of General Order No. 26-C, so as to permit the construction of the track at a distance of 8.5 feet from the property line, instead of 10 feet, as prescribed therein.

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 San Francisco, California, this 21st day of May, 1946

David Ruden
Justin F. Vaessen
George W. Law
Joseph J. Sweeney
Harold P. Hule
Commissioners