

ORIGINAL

Decision No. 12049

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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| In the matter of application of |) | |
| Southern Pacific Company for an |) | |
| order authorizing the construction |) | |
| at grade of a side track across two |) | Application No. 8899. |
| county roads in the vicinity of |) | |
| Galt, County of Sacramento, State |) | |
| of California. |) | |

BY THE COMMISSION:

ORDER

Southern Pacific Company, a corporation, having on April 9, 1923, filed with the Commission an application for permission to construct a side track at grade across two county roads in the vicinity of Galt, County of Sacramento, State of California, as hereinafter indicated, and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the Board of Supervisors of said County of Sacramento by virtue of certain agreements dated respectively, December 30, 1913 and July 6, 1916, have indicated that they have no objection to the construction of said crossings at grade; and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said county roads, and that this application should be granted

subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, that permission be and it is hereby granted Southern Pacific Company to construct a side track at grade across two county roads in the County of Sacramento, State of California, described as follows:

Commencing at a point in the northerly line of the County Road, said point also being located 13 ft. easterly and at right angles from center line of the main track of the Central Pacific Railway as it now exists between Tracy and Sacramento and opposite Engineer's Station 1099 plus 28.0; thence southerly and parallel to said main track 52.03 ft. to southerly line of said County Road, all being located equally in Sections 22 and 27 T. 5 N., R. 6 E. M.D.B. & M. Sacramento County, and,

Commencing at a point in the northerly line of the County Road, said point also being located 13 ft. easterly and at right angles from center line of the main track of the Central Pacific Railway as it now exists between Tracy and Sacramento, and opposite Engineer's Station 1076 plus 90.0; thence southerly and parallel to said main track 52.0 ft. to southerly line of said County Road, all being located in Section 22, T. 5 N., R. 6 E. M.D.B. & M. Sacramento County.

All of the above as shown by the map (Stockton Division Drawing No. A 2110) attached to the application; said crossings to be constructed subject to the following conditions, viz:

(1) The entire expense of constructing the crossings, together with the cost of their maintenance thereafter in good and first-class condition for the safe and convenient use of the public, shall be borne by applicant.

(2) Said crossings shall be constructed of a width and type of construction to conform to those portions of said County roads now graded, with the top of rails flush with the pavement, and with grades of approach not exceeding four (4) per cent; shall be protected by suitable crossing signs, and shall in every way be made safe for the passage thereover of

vehicles and other road traffic.

(3) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossings.

(4) The authorization herein granted for the installation of said crossings will lapse and become void one year from the date of this order 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, the public convenience and necessity demand such action.

This order shall become effective three (3) days after the making thereof.

Dated at San Francisco, California, this 8th day of May, 1923.

C. J. Seaver
H. B. Brundage
Irving Mattson

Commissioners