

Decision No. 17133

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the matter of the application )  
of Southern Pacific Company for an )  
order authorizing the construction )  
at grade of a spur track crossing )  
Northwest Avenue and Critchett )  
Avenue, in the City of Richmond )  
(San Pablo), County of Alameda, )  
State of California. )

Application No. 8942

BY THE COMMISSION:

ORDER

Southern Pacific Company, a corporation, having on April 20, 1923, filed with the Commission an application for permission to construct a spur track at grade across Northwest Avenue and Critchett Avenue in the City of Richmond, County of Contra Costa, (erroneously designated as Alameda County in the title of said application) 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 necessary franchise or permit (No. 1523 and 1524) has been granted by City Council of said City of Richmond for the construction of said crossings at grade, and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said Northwest Avenue and Critchett Avenue 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 spur

track at grade across Northwest Avenue and Critchett Avenue in the City of Richmond, County of Contra Costa, State of California, described as follows:

Beginning at a point on the easterly line of Northwest Avenue 235.0 feet in a northwesterly direction from the intersection of the said easterly line of Northwest Avenue and the northerly line of Essex Avenue, thence in a southwesterly direction a distance of 36.25 feet to a point, which lies on the southern boundary line of the right of way of the Southern Pacific Railroad Company's line from San Pablo to Richmond transfer, 33.0 feet in a southwesterly direction from the intersection of the said southerly boundary line of the said right of way and the easterly line of Northwest Avenue.

Also beginning at a point on the easterly line of Critchett Avenue, said point being 264.0 feet more or less in a northwesterly direction from the intersection of the northerly line of Essex Avenue, produced, and the said easterly line of Critchett Avenue, thence in a curve to the right whose radius is 458.594 feet a distance of 60.3 feet, more or less, to a point which lies on the westerly line of Critchett Avenue, a distance of 260.0 feet, more or less, in a northwesterly direction from the intersection of the northerly line of Essex Avenue and the said westerly line of Critchett Avenue.

All of the above as shown by the map (Western Division Drawing S-277 Sheet 3 Revised) 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 streets 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) The following described spur track across Critchett Avenue shall be removed and the street restored with a type of construction to conform to that portion of Critchett Avenue now graded.

Beginning at a point in the easterly line of Critchett Avenue, said point being 290.0 feet, more or less, in a northwesterly direction from the intersection of the northerly line of Essex Avenue produced, and the said easterly line of Critchett Avenue, thence 60.0 feet more or less in a southwesterly direction across said Critchett Avenue to the westerly line of said Critchett Avenue, a distance of 280.0 feet more or less, in a northwesterly direction from the intersection of the northerly line of Essex Avenue and the said westerly line of Critchett Avenue.

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

(5) 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.

(6) 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 24<sup>th</sup> day of May, 1923.

Clarence  
Irving Martin  
Egerton Shore

Commissioners.