



as follows:

Beginning at a point in the center line of the main line of The Western Pacific Railroad Company's branch line of railroad from Niles to San Jose, as the same now exists through the City of San Jose, said point being approximately 250 feet northwesterly of the northwesterly line of St. John Street (formerly Barnes Avenue); thence in a southeasterly direction with a switch and turn-out to the left approximately 90 feet; thence on a curve to the left approximately 320 feet, crossing the southwesterly line of Twenty-eighth Street approximately 30 feet northwesterly of the northwesterly line of St. John Street (formerly Barnes Avenue), and the northeasterly line of Twenty-eighth Street approximately 20 feet southeasterly of the northwesterly line of St. John Street (formerly Barnes Avenue) if the same were produced in a northeasterly direction; thence northeasterly at right angles to Twenty-eighth Street approximately 90 feet to a point in the property of the Glenwood Lumber Company approximately 200 feet northeasterly of the northeasterly line of Twenty-eighth Street, and 501 feet from the point of beginning.

All of the above as shown by the map (Exhibit A) attached to the application; said crossing to be constructed subject to the following conditions, viz:

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

(2) Said crossing shall be constructed of a width and type of construction to conform to that portion of said street now graded, with the top of rails flush with the pavement, and with grades of approach not exceeding one (1) per cent; shall be protected by a suitable crossing sign, 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 crossing.

(4) The authorization herein granted for the installation of said crossing 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 crossing 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 be come effective three (3) days after the making thereof.

Dated at San Francisco, California, this 24<sup>th</sup> day of May, 1923.

Clarence  
Dwight Martin  
Egerton Shore  
Commissioners.