

ORIGINAL

Decision No. 12253

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the matter of the application)	
of The Western Pacific Railroad)	
Company for permission to construct)	
a spur track at grade across)	Application 9109
Carlton Avenue, a public highway in)	
the County of San Joaquin, State of)	
California.)	

BY THE COMMISSION:

ORDER

The Western Pacific Railroad Company, a corporation, having on June 7, 1923, filed with the Commission an application for permission to construct a spur track at grade across Carlton Avenue in the County of San Joaquin, 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 has been granted by the Board of Supervisors of said County of San Joaquin for the construction of said crossing at grade, and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said Carlton 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 The Western Pacific Railroad Company to

construct a spur track at grade across Carlton Avenue in the County of San Joaquin, State of California, described as follows:

Beginning at the point of switch in the center line of the "Stockton North Channel Spur" of The Western Pacific Railroad Company as the same exists in San Joaquin County, said point being approximately 135 feet easterly of the easterly line of Carlton Avenue; thence in a westerly direction with switch and turnout to the left and crossing Carlton Avenue approximately 330 feet southerly of the southerly line of Park Street; thence continuing on and across private property, 6.5 feet southerly from and parallel to the northerly line of Lot 14 of "Stockton Acres, Subdivision No. 1", to a point approximately 100 feet easterly of the westerly line of said Lot 14, and 685 feet from the point of beginning.

All of the above as shown by the map 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 conditions 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 two (2) 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 become effective three (3) days after the making thereof.

Dated at San Francisco, California, this 23rd day of June, 1923.

Clarence
H. H. Judge
James Martin

Commissioners.