

Decision No. 12391

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 spur track crossing a portion of Live Oak Street and a portion of Indiana Street, in the Town of Woodbridge, County of San Joaquin, State of California.

Application No. 9222

BY THE COMMISSION:

## ORDER

Southern Pacific Company, a corporation, having on July 13, 1923, filed with the Commission an application for permission to construct a spur track at grade across Live Oak Street and Indiana Street in the Town of Woodbridge, 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 Board of Supervisors of said County of San Joaquin 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 Live Oak Street and Indiana Street, 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 Live Oak Street and Indiana Street in the Town of Woodbridge, County of San Joaquin, State of California, described as follows:

Beginning at a point in the center of the track and on the south line of Indiana Street, in the Town of Woodbridge, said point being westerly ten (10) feet from the intersection of the east line of Live Oak Street and the

south line of Indiana Street; thence northwesterly with switches and turnout to the left, across Indiana Street one hundred sixty-one (161) feet to the north line of Indiana Street, said point being two hundred eighty (280) feet southeasterly from the intersection of the east line of Olive Street, and the north line of Indiana Street.

All of the above as shown by the map (Stockton Division Drawing No. A 1982) 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 three (3) 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 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

