

ORIGINAL

Decision No. 12477

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the matter of the application)
of the City of Sacramento, a mun-)
icipal corporation, for an order)
authorizing the establishment of)
a street crossing at grade over) Application No. 9184
the right of way and tracks of the)
Southern Pacific Company, a corpo-)
ration, at 48th and R Streets in)
the City of Sacramento.)

BY THE COMMISSION:

O R D E R

City Council of the City of Sacramento, County of Sacramento, State of California, having on July 3, 1923, filed with the Commission an application for permission to construct Forty-eighth Street at grade across the track of Southern Pacific Company, hereinafter called the Railroad, in said City of Sacramento, as hereinafter indicated, and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the Railroad has signified by letter that it has no objections to the construction of said crossing at grade, and it further appearing that it is not reasonable not practicable to avoid a

grade crossing with said track, and that the application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, that permission be and it is hereby granted the City Council of the City of Sacramento, County of Sacramento, State of California, to construct Forty-eighth Street at grade across track of the Railroad, as shown by the map attached to the application, said crossing to be constructed subject to the following conditions, namely:

(1) The entire expense of constructing the crossing shall be borne by applicant. The cost of its maintenance up to lines two (2) feet outside of the rails shall be borne by applicant. The maintenance of that portion of the crossing between lines two (2) feet outside of the rails shall be borne by the Railroad.

(2) The crossing shall be constructed of a width not less than thirty (30) feet and at an angle of ninety (90) degrees to the railroad and with grades of approach not greater than four and one-half ($4\frac{1}{2}$) per cent; shall be protected by a suitable crossing sign and shall in every way be made safe for the passage thereon of vehicles and other road traffic.

(3) The eucalyptus trees along the southerly right of way line of the railroad shall be removed for a distance of two hundred feet from the crossing.

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

(5) 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.

(6) 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 ten (10) days from the making thereof.

Dated at San Francisco, California, this 14th day of August, 1925.

C. S. Leary
H. B. Brundage
Irving W. Martin

Commissioners.