Decision No. /2947

REFORE THE RAILEOAD COLDISSION OF THE STATE OF CALIFORNIA

-000-

In the matter of application of Southern Pacific Company for an order authorizing the construction at grade of two spur tracks across a portion of North Point Street and across Taylor and Mason Streets, in the City and County of San Francisco, State of California.

Application No. 9636

ORIGINAL

BY THE COMMISSION:

## ORDER

Southern Pacific Company, a corporation, having on December 26, 1923, filed with the Commission an application for permission to construct two spur tracks at grade across a portion of North Point Street and across Taylor and Mason Streets, in the City and County of San Francisco, 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 (Ordinanco No. 6091 N.S.) has been granted by the Board of Supervisors of said City and County of San Francisco 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 streets, 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 two spur tracks at grade across a portion of North Point Street and across Taylor and Mason Streets, in the City and County of San Francisco, State of California, described as follows:

Beginning at a point in Worth Point Street, said point being distant westerly 91 feet, more or less, from the westerly line of Taylor Street produced and distant southerly 29.4 feet from the northerly line of North Point Street; thonce easterly through a No. 6 turnout to the right a distance of 54.75 feet to a point; thence in a southeasterly direction on a curve concave to the right having a radius of 286.84 feet for a distance of 30 feet to a point; thence in a coutheasterly direction on a tangent a distance of 46.40 feet crossing Taylor Street to a point; thence in a scutheasterly direction on a curve concave to the loft having a radius of 229.638 feet for a distance of 63 feet, more or less, to a point distant easterly 29 foet, more or less, from the easterly line of Taylor Street produced and distant northerly 8-1/2 feet from the southerly line of North Point Street;

Beginning at a point in North Point Street, said point being distant westerly 115 feet, more or less, from the westerly line of Mason Street and distant southerly 28.03 feet from the Northerly line of North Point Street; thence in a southeasterly direction through a No. 6 turnout to the right a distance of 54.75 feet to a point; thence continuing in a southeasterly direction on a tangent a distance of 144 feet more or less, crossing Mason Street to a point, thence continuing in a southeasterly direction on a curve concave to the right, having a radius of 358.39 feet a distance of 60 feet to a point; said point being distant easterly 62 feet more or less from the easterly line of Mason Street produced and distant northerly 8-1/2 feet from the southerly line of Morth Point Streets

All of the above as shown by the map (Coast Division Drawing 14360) 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 one (1) 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 tracks and grade crossings along and across North Point Street west of Powell Street and at Mason Street in the locations shown in yellow on the map (Coast Division Drawing 14360) attached to the application shall be abandoned and removed.
- (4) Applicant shall, within thirty (50) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossings.
- (5) If said crossings shall not have been installed within one year from the date of this order, the authorization herein granted shall then lapse and become void, 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 29 day

dring Martin Egetter Store

Commissioners.