

ORIGINAL

Decision No. 13006.

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)	Application No. 9640.
a spur track at grade across Thorn-)	
ton Street in the City of San)	
Leandro.)	

BY THE COMMISSION:

O R D E R

The Western Pacific Railroad Company, a corporation, having on December 27, 1923, filed with the Commission an application for permission to construct a spur track at grade across Thornton Street in the City of San Leandro, County of Alameda, 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 permit (No. 1199 N.S.) has been granted by the Board of Trustees of said City of San Leandro 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 Thornton 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 The Western Pacific Railroad Company to construct a spur track at grade across Thornton Street in the City of San Leandro,

County of Alameda, State of California, described as follows:

Beginning at a point of switch in the center line of the most westerly track of The Western Pacific Railroad Company, as the same now exists in Block 4I in the City of San Leandro, County of Alameda, State of California; said beginning point being distant approximately sixty (60) feet southeasterly, measured along the said center line from the northeasterly line of Martinez Street; thence in a southeasterly direction, with switch and turn-out to the right, approximately two hundred (200) feet to a point in the southwesterly boundary line of the right of way of the said Railroad Company; thence continuing in a southeasterly direction approximately one hundred (100) feet, crossing the northwesterly line of Thornton Street at a point distant thereon approximately sixty-eight (68) feet northeasterly of the northeasterly line of said Martinez Street, also crossing the southeasterly line of said Thornton Street at a point distant thereon approximately sixty-five (65) feet northeasterly of said line of Martinez Street; thence continuing in a southeasterly direction on a curve to the left approximately sixty (60) feet; thence on a tangent to said last mentioned curve approximately two hundred and forty (240) feet southeasterly to a point in the northwesterly line of Williams Street, and the termination of said spur; said point of termination being distant approximately six hundred (600) feet from the point of beginning.

All of the above as shown by the map marked Exhibit "A" and 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 Thornton 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) If said crossing 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.

(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 24 day of January, 1924.

W. H. Keenan
H. B. Bennett
Gordon Shere
J. T. Whittney
Commissioners.