

Decision No. 13334

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 across  
Vallejo Street, in the City of  
Napa, County of Napa, State of  
California. )

) Application No. 9903.  
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BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 21st day of March, 1924, asking for authority to construct a spur track at grade across Vallejo Street in the City of Napa, County of Napa, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 630) has been granted by the City Council of said City for the construction of said crossing at grade, and it appears to this Commission that the present proceeding is not one in which a public hearing is necessary; that it is neither reasonable nor practicable at this time to avoid a grade crossing with said Vallejo Street, and that this application should be granted subject to the conditions hereinafter specified,

THEREFORE, IT IS HEREBY ORDERED, that permission and authority be and it is hereby granted to Southern Pacific Company

to construct a spur track at grade across Vallejo Street, in the City of Napa, County of Napa, State of California, as follows:

Beginning at a point in the northwesterly line of Vallejo Street in the City of Napa, County of Napa, State of California, said point being distant 11.52 feet, more or less, southwesterly from the southwesterly line of Lawrence Street; thence in a curve concave to the left having a radius of 458.59 feet whose tangent at the point of beginning makes an angle of 87 degrees 22-1/2 min. with the aforesaid northwesterly line of Vallejo Street, a distance of 11.0 feet to a point; thence continuing southeasterly and tangent to last mentioned curve 49.14 feet to a point in the southeasterly line of Vallejo Street and distant thereon 7.46 feet, more or less, southwesterly from the southwesterly line of Lawrence Street produced southeasterly.

All of the above as shown by the map (Western Division Drawing N-110) attached to the application; said crossing to be constructed 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 street 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 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 27<sup>th</sup> day  
March, 1924.

C. C. Seaver  
H. H. Brundage  
Egerton Shore  
Commissioners.