

Decision No. 13633

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of Application of  
SOUTHERN PACIFIC COMPANY for an order  
authorizing the construction at grade  
of a spur track across County road,  
in the vicinity of Eliot, County of  
Alameda, State of California.

Application No. 10,099

ORIGINAL

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 22nd day of May, 1924, asking for authority to construct a spur track at grade across County Road No. 1530 in the vicinity of Eliot, County of Alameda, State of California, as hereinafter set forth. The necessary permit has been granted by the Board of Supervisors of said County 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 provide a separated grade crossing at the point mentioned in this application, or to avoid a grade crossing with said road 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 County Road No. 1530 in the vicinity of Eliot, County of Alameda, State of California, as follows:

Beginning at a point in the northerly line of County Road Number 1530, distant thereon 6636 feet southwesterly from the intersection of said line with the east line of Range 1, Mount Diablo Meridian; thence southwesterly in a curve, concave to the left, having a radius of 573.14 feet, a distance of 103.03 feet to a point in said County road, said point being 22.0 feet southeasterly measured at right angles to said northerly line; thence southwesterly tangent to above mentioned curve 102.0 feet to a point in said County Road, said point being distant 52.67 feet southwesterly measured at right angles to said northerly line; and thence southwesterly in a curve, concave to the left, having a radius of 573.14 feet a distance of 39.9 feet to the southerly line of said County Road, said point being distant 6862.2 feet southwesterly measured along said southerly line from the intersection of said line with the said east line of Range 1.

All of the above as shown by the map (Western Division Drawing E-114, Sheet 2, W.D.) 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 road now graded, with the top of rails flush with the pavement, and with grades of approach not exceeding two (2) per cent; shall be protected by 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 31st  
day of May, 1924.

C. Seaver

H. B. Rindick

James Martin

J. Whittey  
Commissioners.