

Decision No. 13755

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the San Francisco -
Sacramento Railroad Company for Per-
mission to construct a spur track
across the County Road between Moraga
and Valle Vista, County of Contra
Costa, State of California.)

) Application No. 10,172

BY THE COMMISSION:

ORDER

ORIGINAL

San Francisco-Sacramento Railroad Company, a corporation, filed the above entitled application with this Commission on the 12th day of June, 1924, asking for authority to construct a spur track at grade across County Road between Moraga and Valle Vista, County of Contra Costa, State of California, as hereinafter set forth. The necessary franchise or 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 County Road and that this application should be granted subject to the conditions hereinafter specified.

THEREFORE, IT IS BREVY ORDERED, that permission and authority be and it is hereby granted to San Francisco - Sacramento Railroad Company to construct a spur track at grade across County Road between Moraga and Valle Vista, County of Contra Costa, State of California, as shown by the map (Exhibit A) 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 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) No train, motor or cars shall be moved over this crossing at a speed in excess of ten miles per hour.

(5) 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.

(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 three (3) days after
the making thereof.

Dated at San Francisco, California, this 1st
day of July, 1924.

W. Healey
H. B. ...
Josiah ...

COMMISSIONERS.