

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of application of  
SOUTHERN PACIFIC COMPANY for an  
order authorizing the construct-  
ion at grade of a spur track  
across County Road, in the Town  
of Livermore, County of Alameda,  
State of California. )

) Application No. 10290.  
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BY THE COMMISSION:

**ORIGINAL**

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 17th day of July, 1924, asking for authority to construct a spur track at grade across County Road in the Town of Livermore, County of Alameda, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution No. 470) has been granted by the Board of Trustees of said town 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 points 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 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, in the Town of Livermore, County of Alameda, State of California, as follows:

COMMENCING at a point in the southerly right-of-way line of the Central Pacific Railway Company's right-of-way, said line being also the northwesterly line of County Road No. 1530, and distant thereon 176 ft., more or less, from the intersection of the southwesterly line produced northwesterly of South "S" Street, in the Town of Livermore, County of Alameda, State of California, with the said southerly right-of-way line; thence in a curve concave to the left with a radius of 382.2 ft. southwesterly 109.5 feet, more or less, to a point on the northerly side of the 18 foot concrete strip in said County Road; thence crossing said concrete strip in a straight line; tangent to aforementioned curve 34.35 feet to the southerly line of said concrete strip; and thence in a curve concave to the left with a radius of 382.2 ft. southwesterly 38.4 ft., more or less, to a point in the southeasterly line of said County Road distant thereon 284 feet, more or less, from the intersection of said southeasterly line of said County Road with said southwesterly line, produced, of the said South "S" Street.

All of the above as shown by the map (Western Division Drawing No. L-48) 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 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 15<sup>th</sup> day of July, 1924.

O. L. Leary  
H. H. ...  
Dwight Martin

J. T. Whittney  
Commissioners.