

Decision No. 14517

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 at grade across Alvarado Street, in the City of San Leandro, County of Alameda, State of California.

Application No. 10771.

BY THE COMMISSION:

O R D E R

ORIGINAL

Southern Pacific Company, a corporation, filed the above-entitled application with this Commission on the 23rd day of January, 1925, asking for authority to construct a spur track at grade across Alvarado Street, in the City of San Leandro, County of Alameda, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 328) has been granted by the Board of Trustees of said City of San Leandro 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 grade separation, or to avoid a grade crossing at the point mentioned in this application with said Alvarado 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 Alvarado Street, in the City of San Leandro, County of Alameda, State of California, as follows:

Beginning at a point in the existing spur track now serving H. G. Prince & Company in the City of San Leandro, State of California, said point being more particularly described as being

distant South 28° 00' East 110.4 feet from the southerly line, produced, of Saunders Street; and also being distant North 62° 00' East 26.4 feet from the westerly line of Alvarado Street; thence from said point of beginning on the arc of a curve concave to the left, having a radius of 458.6 feet (whose tangent at said point of beginning bears South 21° 57' East) a distance of 132.1 feet to a point; thence South 38° 27' East 68.5 feet to a point; thence on the arc of a curve concave to the right having a radius of 458.6 feet a distance of 83.6 feet to a point; thence South 28° 00' East 287.4 feet, more or less, to a point in the northerly line of Thornton Street and distant thereon South 62° 00' West 8.5 feet from the easterly line of Alvarado Street.

and as shown by the map (Western Division Drawing S-370 Sheet 2) 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 Alvarado Street now graded, with the tops of rails flush with the roadway 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 30th day of January, 1925.

H. B. Brundage
C. A. Seavoy
Egerton Shore
George A. Squires
Ernest J. Edwards
Commissioners