

Decision No. 11241

ORIGINAL

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 No. 1530, in the Town
of Livermore, County of Alameda,
State of California.

Application No. 11501.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above-entitled application with this Commission on the 27th day of July, 1925, asking for authority to construct a spur track at grade across County Road No. 1530, in the Town of Livermore, County of Alameda, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution dated July 27, 1925) has been granted by the Board of Trustees of said Town for the construction of said crossing at grade. 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 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 Town of Livermore, County of Alameda, State of California, as follows:

Commencing at a point in the southerly right of way line of Central Pacific Railway Company, 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 of South "S" St., Town of Livermore, produced northwesterly with said southerly right of way line; said point being a point in the center line of that spur track authorized under Decision No. 13844 of the Railroad Commission of the State of California; thence diverging from said center line through a standard switch layout; thence along a curve concave to the left 49 ft., more or less, to a point in the northerly side of the 18 ft. concrete pavement in said County Road; thence crossing said concrete pavement in a straight line parallel to and 10" to the right from said existing spur track, said line being tangent to last mentioned curve a distance of 35 ft. more or less, to the southerly line of said concrete pavement; thence in a curve concave to the right and diverging from said existing spur track through a Number Five Frog 48 ft. more or less, to a point in the southeasterly line of said County Road, and distant thereon 300 ft., more or less, from the intersection of said southeasterly line of said County Road with the southwesterly line, produced, of aforementioned south "S" St.

and as shown by the map (Western Division L-54) 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 tops of rails flush with the pavement, and with grades of approach not exceeding one (1) per cent; and shall in every way be made safe for the passage thereover of vehicles and other road traffic.

(3) Guard rails and pavement shall be installed substantially in accordance with cross section shown on the drawing hereinbefore mentioned, attached to the application.

(4) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing.

(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.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 6th day
of August, 1925.

H. H. Bond

George D. Squires

Leon Whitell

Commissioners.