

Decision No. 11-918

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application  
of The Western Pacific Railroad  
Company for permission to construct  
a spur track at grade across a portion  
of Loomis Street in the City and County  
of San Francisco, State of California.

Application No. 12,442.

ORIGINAL

BY THE COMMISSION:

O R D E R

The Western Pacific Railroad Company, a corporation, filed the above-entitled application with this Commission on the 16th day of January, 1926, asking for authority to construct a spur track at grade across Loomis Street in the City and County of San Francisco, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance 6933 N.S.) has been granted by the Board of Supervisors of said City and County of San Francisco 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 Loomis 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 The Western Pacific Railroad Company to construct a spur track at grade across Loomis Street, in the City and

County of San Francisco, State of California, as follows:

BEGINNING at a point in the center line of the existing track of the Western Pacific Railroad Company in Loomis Street, distant thereon northerly approximately 495 feet from the point of intersection of said center line with the westerly line of said Loomis Street; thence in a southwesterly direction, with turnout to the right, approximately 73 feet; thence continuing southwesterly on a curve to the right having a radius of 220.84 feet, a distance of approximately 52 feet; thence southwesterly approximately 7 feet to a point; thence on a curve to the left having a radius of 220.84 feet, a distance approximately 75 feet to a point distant approximately 10 feet easterly from the westerly line of said Loomis Street; thence continuing southwesterly approximately 10 feet from and parallel with said westerly line of Loomis Street approximately 40 feet to point of termination.

and 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 so constructed that grades of approach not exceeding one (1) per cent will be feasible in the event that the construction of roadway along said Loomis Street shall hereafter be authorized and so that said grade crossing may 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) This order is made upon the express condition that said Loomis Street is not now actually constructed and open to travel at the point of crossing, and said order shall not be deemed an authorization for the construction of an opening of said street to public

use across said railroad track.

(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 29<sup>th</sup> day of January, 1926.

H. B. Burdick  
Chas. ...  
Ernest ...  
Leon ...  
Commissioners

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