

Decision No. 16965

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 a portion of "R" Street, between 26th and 27th Streets, in the City of Sacramento, County of Sacramento, State of California.

ORIGINAL

Application No. 12901.

BY THE COMMISSION:

ORDER

Southern Pacific Company, a corporation, filed the above-entitled application with this Commission on the 2nd day of June, 1926, asking for authority to construct a spur track at grade across a portion of "R" Street, between 26th and 27th Streets, in the City of Sacramento, County of Sacramento, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution No. 54) has been granted by the City Council of said City of Sacramento 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 "R" 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 a portion of "R" Street in the City of Sacramento, County of Sacramento, State of California, as follows:

Beginning at a point in the center line of the existing main track on R Street, said point being on the easterly line of 26th Street and 40 feet southerly from the northerly line of R Street; thence through a No. 7 turnout, making an angle of  $8^{\circ} 10'$  left with the center line of track on R Street, a distance of approximately 75 feet to a point; thence along a curve concave to the left having a radius of 171.02 feet, an arc distance of approximately 26 feet to a point; thence along a line tangent to last mentioned curve a distance of approximately 47 feet to a point; thence along a curve having a radius of 171.02 feet, an arc distance of approximately 49 feet to a point; thence continuing along a line tangent to last mentioned curve and parallel to and 31.5 feet northerly of the center line of existing track on R Street, a distance of approximately 130 feet to a point, said point being on westerly line of 27th Street and 31.5 feet northerly of the center line of R Street.

and as shown by the map attached to the application and designated Prop. Spur to Serve Sacramento Building Block Company; said crossing to be constructed subject to the following conditions, namely:

(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 equal or superior to type shown as Standard No. 2, in General Order No. 72 of this Commission and shall be constructed without superelevation and of a width to conform to that portion of said 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.

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

Dated at San Francisco, California, this 14<sup>th</sup> day of June, 1926.

H. B. Brundage  
C. L. Seaver  
Leon Whitell

Commissioners.