

Decision No. 17311.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of application of  
SOUTHERN PACIFIC COMPANY for an  
order authorizing the construc-  
tion at grade of a spur track  
across Twelfth Street and across  
Thirteenth Street, in the City of  
Santa Rosa, County of Sonoma, State  
of California.

ORIGINAL

Application No. 13143.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above-entitled application with this Commission on the 30th day of August, 1926, asking for authority to construct a spur track at grade across Twelfth Street and at grade across Thirteenth Street in the City of Santa Rosa, County of Sonoma, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution dated August 10, 1926) has been granted by the City Council of said City of Santa Rosa for the construction of said crossings 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 grade separations, or to avoid grade crossings at the points mentioned in this application with said Twelfth and Thirteenth Streets 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 Twelfth and Thirteenth Streets in the City of Santa Rosa, County of Sonoma, State of California, as follows:

Twelfth Street:

Beginning at a point in the southerly line of 12th Street distant thereon 63 feet westerly from the westerly line of a 12-foot alley way lying between North Street and Stewart Street in the Town of Santa Rosa; thence northerly a distance of 10 feet to a point; thence on the arc of a curve concave to the right, (aforesaid 10 foot course being tangent to said curve at last mentioned point), said curve having a radius of 456.59 feet, in a northerly direction across 12th Street to a point in the northerly line of 12th Street and distant thereon 52 feet westerly from the aforesaid westerly line of the aforesaid 12-foot alley way.

Thirteenth Street:

Beginning at a point in the southerly line of 13th Street distant thereon 4 feet westerly from the westerly line of a 12-foot alley way lying between North Street and Stewart Street in the Town of Santa Rosa; thence in a straight line northerly across 13th Street to a point in the northerly line of 13th Street distant thereon 4-feet westerly from the aforesaid westerly line of the aforesaid 12-foot alley way;

and as shown by the map (Western Div'n S-430; Sheet 1) attached to the application; said crossings to be constructed subject to the following conditions, namely:

(1) The entire expense of constructing the crossings together with the cost of their maintenance thereafter in good and first-class condition for the safe and convenient use of the public, shall be borne by applicant.

(2) Said crossings 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 Twelfth and Thirteenth Streets shall hereafter be authorized and so that said grade crossings 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 crossings.

(4) If said crossings 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) This order is made upon the express condition that Twelfth and Thirteenth Streets are not now actually constructed and open to travel at the respective points of crossing, and said order shall not be deemed an authorization for the construction of an opening of said streets to public use across said railroad track.

(6) The Commission reserves the right to make such further orders relative to the location, construction, operation, maintenance and protection of said crossings 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 3rd ~~4th~~ day of September, 1926.

H. B. R. ...

A. ...

Leon ...

Thos. S. ...

Commissioners.