

ORIGINAL

Decision No. 18059.

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 side track across Thornton
Street, in the City of San Leandro,
County of Alameda, State of California.

Application No. 13552.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 24th day of February, 1927, asking for authority to construct a side track at grade across Thornton Street in the City of San Leandro, County of Alameda, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 357 N.S.) has been granted by the Board of Trustees of said City 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 Thornton 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 side track at grade across Thornton Street in the City of San

Leandro, County of Alameda, State of California, at the location hereinafter particularly described and as shown by the map (Western Division Drawing S-447) attached to the application.

Beginning at a point in the southeasterly line of Thornton Street distant thereon 12 feet, more or less, southwesterly from its intersection with the southwesterly line of Martinez Street produced southeasterly; thence across Thornton Street in a northwesterly direction, on a straight line a distance of 61 feet, more or less, to a point in the northwesterly line of Thornton Street; said point being 23 feet, more or less, southwesterly from the intersection of the northwesterly line of Thornton Street, and the southwesterly line of Martinez Street.

The above crossing shall be identified as Crossing No. D 15.12.

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 remove the track shown in yellow on the map (Western Division Drawing S-447) attached to the

application, in so far as it lies in Thornton Street and shall repair the street to conform to the remainder thereof.

(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 14th day of March, 1927.

Ernest J. ...
H. B. ...
C. ...
Leon ...
W. D. ...
Commissioners.