

Decision No. 18197.

## 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 two  
spur tracks across a portion  
of Berry Street, in the City  
and County of San Francisco,  
State of California.

Application No. 13,577.

**ORIGINAL**

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above-entitled application with this Commission on the 3rd day of March, 1927, asking for authority to construct two spur tracks at grade across a portion of Berry Street in the City and County of San Francisco, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 7444) has been granted by the Board of Supervisors of said City and County 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 Berry 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 two spur tracks at grade across a portion of Berry Street in the City and

County of San Francisco, State of California, at the locations hereinafter particularly described and as shown by the map (C. D. Drawing No. 23233) attached to the application.

DESCRIPTION OF CROSSINGS

1. Beginning at a point in the existing track in Berry Street, 350 feet southwesterly from the southwesterly line of Seventh Street, said point being 41.9 feet, more or less, measured perpendicularly from the southeasterly line of Berry Street; thence southwesterly through a number six switch a distance of 55 feet to a point; thence on a curve to the left with a radius of 230 feet for a distance of 33 feet to a point; thence tangent to last mentioned curve for a distance of 109 feet, more or less, to a point on the southeasterly line of Berry Street, said point being 540 feet, more or less, from the southwesterly line of Seventh Street.

2. Beginning at a point in the above described proposed spur track 437 feet southwesterly from the southwesterly line of Seventh Street, said point being 29 feet, more or less, measured perpendicularly from the southeasterly line of Berry Street; thence southwesterly through a number eight switch to the left for a distance of 75 feet, more or less, to a point on the southeasterly line of Berry Street, said point being 505 feet, more or less, from the southwesterly line of Seventh Street.

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 constructed substantially in accordance with Standard No. 4, in General Order No. 72 of this Commission and shall be constructed without superelevation and of a width to conform to those portions of said street now graded, with the tops of rails flush with the pavement, 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 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) 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 7<sup>th</sup> day of

April, 1927.

*[Signature]*

*[Signature]*

*[Signature]*

Commissioners.