

Decision No. 18396.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of application of  
SOUTHERN PACIFIC COMPANY for an  
order authorizing the construct-  
ion at grade of railroad tracks  
across East Olive, North Front  
and Ruby Streets and across the  
alley between Blocks 208 and 210,  
in the City of Turlock, County of  
Stanislaus, State of California.

Application No. 13674.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 7th day of April, 1927, asking for authority to construct its tracks at grade across East Olive, North Front and Ruby Streets and across the alley between Blocks 208 and 210 in the City of Turlock, County of Stanislaus, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution dated March 15, 1927) has been granted by the Board of Trustees of said City 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 streets and alley 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 its tracks at grade, across East Olive, North Front and Ruby Streets and across the alley between Blocks 208 and 210 in the City of Turlock, County of Stanislaus, State of California, at the locations hereinafter particularly described and as shown by the map (Stockton Division Drawing C2880) attached to the application.

#### DESCRIPTION OF CROSSINGS.

#1 - Beginning for a description of the center line of track across East Olive Street, Turlock, at a point in the northerly line of East Olive Street produced at a point 95.4 feet southwesterly from the intersection of the Northwesterly line of Olive Street and the Southwesterly line of North Front Street; thence southeasterly on a curve to the right a distance of 85 feet to a point in the Southeasterly line of East Olive Street produced, said point being 120 feet southwesterly from the intersection of the southeasterly line of East Olive Street and the Southwesterly line of North Front Street.

#2 - Beginning for a description of center line of track at a point in the northerly line of North Front Street, said point being 48 feet northwesterly from the intersection of the northerly line of North Front Street and the west line of Geer Avenue; thence on a curve concave to the left 130 feet to a point in the southerly line of Northfront Street, said point being 8 feet southeasterly from the intersection of the southerly line of Front Street with the northeasterly right of way of the Central Pacific Railway.

#3 - Beginning for a description of the center line of track at a point in the northwesterly line of Ruby Street, said point being 334 feet southwesterly from the northeasterly corner of Block 208; thence southeasterly at right angles to the northwesterly line of said Ruby Street 80 feet to the southeasterly line of Ruby Street at a point 334 feet southwesterly from the northerly corner of Block 207.

#4 - Beginning for a description of the center line of spur track at a point in the northwesterly line of Ruby Street, said point being 338 feet southwesterly from the northeast corner of Block 208; thence with a curve to the right southeasterly across Ruby Street 82 feet, more or less, to the southeasterly line of Ruby Street at a point 349 feet, more or less, southwesterly from the northerly corner of Block 207.

#5 - Beginning for a description of the center line of track at a point in the northwesterly line of the alley located between Blocks 208 and 210, said point being 334 feet southwesterly from the northeast corner of Block 210; thence at right angles from the northwesterly line of

said alley 10 feet to the southeasterly line of said alley at a point 334 feet southwesterly from the northwesterly corner of Block 208.

#6 - Beginning for a description of the center line of spur track at a point in the northwesterly line of an alley located between Blocks 208 and 210, said point being 343 feet, more or less, southwesterly from the northeast corner of Block 210; thence southeasterly across said alley to the southeasterly line of said alley at a point 346 feet, more or less, southwesterly from the northwesterly corner of Block 208.

All of the streets, alleys, blocks and lots as mentioned in the foregoing description are in accordance with the official map of the City of Turlock on file in the County Recorder's Office at Modesto, California.

The above crossings shall be identified as follows:

East Olive Street,	Crossing No. 126.0
North Front Street,	" " 125.9-C
Ruby Street,	" " 125.85-C
Alley between Blocks 208 and 210,	" " 125.81-C

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 crossing of East Olive Street shall be constructed equal or superior to type shown as Standard No. 3 and said crossings of North Front and Ruby Streets and the alley between Blocks 208 and 210 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 those portions of said streets and alley now graded, with the tops of rails flush with the roadway or pavement, and with grades of approach not exceeding two (2) per cent; shall be protected by suitable crossing signs 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 25<sup>th</sup> day of May, 1927.

Edward

H. B. Bessinger

Olson

Thomas B. Bessinger  
Commissioners.