

**ORIGINAL**

Decision No. 18632 .

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  
Mission Street (County Road No. 398)  
in the vicinity of Irvington, County  
of Alameda, State of California.

Application No. 13895.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 29th day of June, 1927, asking for authority to relocate a side track at grade across Mission Street (County Road No. 398) in the vicinity of Irvington, County of Alameda, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution 20890) has been granted by the Board of Supervisors of said County of Alameda for the relocation of said side track 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 Mission Street (County Road No. 398), 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 relocate a side track at grade across Mission Street (County Road No. 398)

in the vicinity of Irvington, County of Alameda, State of California, at the location hereinafter particularly described and as shown by the map (Western Div'n Dwg. No. I-32 Sheet 2) attached to the application.

DESCRIPTION OF CROSSING.

Beginning at a point on the southerly line of Mission Street in the Town of Irvington, County of Alameda, State of California, distant thereon 85 feet, more or less, easterly from the northwesterly corner of the Central Pacific Railway Company's property abutting on the said southerly line of Mission Street; thence in a straight line northerly a distance of 66 feet more or less to a point on the northerly line of Mission Street distant thereon 17 feet more or less from the southwesterly corner of the Central Pacific Railway Company's property abutting on the said northerly line of Mission Street.

The above crossing shall be identified as Crossing No. DA-32.8.

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. 3, 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 road now graded, with the tops of rails at same elevation as main line rails and 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 in-

stallation 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 existing side track crossing shown in yellow on said map (Western Div'n Dwg.No.I-32 Sheet 2) shall be abandoned and removed at the time the side track crossing herein granted shall have been constructed.

(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 13<sup>th</sup> day of July, 1927.

Ernest Lead

Osborn

Leon White

Commissioners.