

ORIGINAL

Decision No. 18953.

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 up-
on, along and across Forth-Eighth
(Jackson) Avenue, in the City of
Oakland, County of Alameda, State
of California.

Application No. 14172.

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 October, 1927, asking for authority to construct a spur track at grade across and along 48th Avenue in the City of Oakland, County of Alameda, State of California, as hereinafter set forth. The necessary franchise or permit has been granted by the City Council 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 points mentioned in this application with said 48th Avenue 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 48th Avenue in the City of Oakland, County of Alameda, State of California, at the location hereinafter particularly described and as shown by the map (Western Division Drawing No. M-177, Sheet 1) attached to the application.

DESCRIPTION OF CROSSING:

BEGINNING at a point on the easterly line of 48th Avenue, City of Oakland, County of Alameda, State of California, said point being 390 feet more or less southerly from the southeasterly corner of said 48th Avenue and East 12th Street; thence northerly along the arc of a curve (having a radius of 191.22 feet) a distance of 141.7 feet to a point which is 10 feet easterly of and measured at right angles to the westerly line of 48th Avenue; thence parallel to and 10 feet easterly from the westerly line of 48th Avenue a distance of 261 feet more or less to a point in the southerly line of 12th Street.

The above crossing shall be identified as Crossing No. D 10.6C.

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 of a width to conform to that portion of said avenue now graded, with the tops of rails flush with the roadway, and with grades of approach not exceeding three (3) 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 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 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 25th day of October, 1927.

[Handwritten Signature]

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Commissioners.