

LRK:IR

Decision No. 14101

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 across Chestnut Street, in the City of Santa Cruz, County of Santa Cruz, State of California.

Application No. 14101.

ORIGINAL

BY THE COMMISSION:

ORDER

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 26th day of September, 1927, asking for authority to construct a spur track at grade across Chestnut Street in the City of Santa Cruz, County of Santa Cruz, State of California, as hereinafter set forth. Applicant states that this track was installed in October, 1919, at which time applicant believed that the track did not fall within a public street. The matter being called to applicant's attention by the Commission's Engineering Department, investigation showed that track crossed a public street and this proceeding was filed for the necessary authority to cover the crossing. The necessary franchise or permit (No. 1340, approved April 2nd, 1925) has been granted by the said City of Santa Cruz 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 Chestnut 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 spur track at grade across Chestnut Street, in the City of Santa Cruz, County of Santa Cruz, State of California, at the location hereinafter particularly described and as shown by the map (Coast Div'n. Dwg.

23450) attached to the application.

Beginning at a point on the center line of existing spur, serving Sperry Flour Company, said point being 45 feet, more or less, easterly at right angles from the westerly line of Chestnut Street and 495 feet, more or less, southerly from the southerly line of Laurel Street; thence from said point of beginning northwesterly through a number 9 turnout and along the arc of a curve concave to the left a distance of 265 feet, more or less, to a point on the westerly line of Chestnut Street, distant thereon 245 feet, more or less, southerly, from the southerly line of Laurel Street.

The above crossing shall be identified as Crossing No. L-78.95-C.

The entire expense of maintaining said crossing in good and first-class condition for the safe and convenient use of the public shall be borne by applicant.

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.

Ernest C. St.
Chambers
Leon Whittell
Thos. J. Barrett
M. J. Curran
Commissioners.