

Decision No. 13688.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

ORIGINAL

In the matter of application of Southern Pacific Company for an order authorizing the construction at grade of a spur track across Mason Street and a switch across a portion of said street, in the City of Vacaville, County of Solano, State of California.

Application No. 14616.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 18th day of April, 1928, asking for authority to construct a spur track at grade across Mason Street and a switch across a portion of said street in the City of Vacaville, County of Solano, 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 point mentioned in this application with said Mason 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 Mason Street and a switch across a portion of said street in the City of Vacaville, County of Solano, State of California, at the location hereinafter particularly described and as shown by the map (Western Division Drawing

V-140) attached to the application.

Description of Crossing

TRACK NO. 1: Beginning at a point on the southwesterly line of Mason Street in the Town of Vacaville, County of Solano, State of California; distant thereon North $69^{\circ} 51'$ West 560 feet from a 1-1/4 inch iron pipe at the intersection of said line with the north line of Stevenson Street; thence in a straight line south $89^{\circ} 47'$ East 49.28 feet to a point of curve; and thence on the arc of a curve concave to the right having a radius of 573.1 feet a distance of 125 feet, more or less, to the northeasterly line of said Mason Street.

TRACK NO. 2: SWITCH CONVERGING FROM THE ABOVE DESCRIBED TRACK NO. 1 - Commencing at a point in the center line of Track No. 1 described above, distant thereon 27 feet southeasterly from the point of beginning of said Track No. 1; thence northwesterly through a lead curve of a standard No. 7 turnout concave to the right 29 feet to a point in the southwesterly line of Mason Street.

The above crossing shall be identified as Crossing No. AD-63.2-C.

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 street now graded, with the tops of rails at same elevation and flush with the pavement, and with grades of approach not exceeding two (2) per cent; shall be protected by a Standard No. 1 crossing sign, as specified in General Order No. 75 of this Commission, and shall in every way be made suitable for the passage thereover of vehicles and other road traffic.

(3) No train, engine, motor or car shall be operated over said crossing unless said train, engine, motor or car shall be under full control and unless traffic on the highway be protected by a member of the train crew or other competent employee acting as flagman.

(4) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing.

(5) 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.

(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 27th day of April, 1928.

C. Seavey

W. B. Smith

M. J. Cunn

Commissioners.