

Decision No. 12881.

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 public road at Brentwood, County of Contra Costa, State of California. (C.R.C. Crossing #B-616)

Application No. 14761.

BY THE COMMISSION:

ORDER

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 2nd day of June, 1928, asking for authority to construct a spur track at grade across a public road at Brentwood, County of Contra Costa, State of California, as hereinafter set forth. The necessary franchise or permit (Order dated May 21st, 1928) has been granted by the Board of Supervisors of said County 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 road 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 a public road at Brentwood, County of

Contra Costa, State of California, at the location hereinafter particularly described and as shown by the map (Western Division Drawing B-294) attached to the application.

DESCRIPTION OF CROSSING.

"BEGINNING at a point on the northwesterly line of road crossing C.R.C. B-61.6; said point being distant 66.5 feet northeasterly and at right angles from center line of the Southern Pacific Company's main line track at Engineer's Station 1100 plus 13; thence southeasterly parallel to and at a uniform distance of 66.5 feet from the Southern Pacific Company's main line track, a distance of 32 feet more or less."

The above crossing shall be identified as a portion of Crossing No. B-61.6.

Said crossing to be constructed subject to the following conditions, and not otherwise:

(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 road now graded, with the tops of rails flush with the roadway, and with grades of approach not exceeding one (1) 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) 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 with-

in 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 12th day
of June, 1928.

Leon A. Kelly
Chairman
Emilio R. ...
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Commissioners.