

Decision No. 20040

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 spur track across a portion of an unnamed street, across Carroll Avenue, Third Street (Railroad Avenue), Keith, Jennings and Ingalls Streets and across the double track railway of the Market Street Railway Company in Third Street (Railroad Avenue) at Carroll Avenue, in the City and County of San Francisco, State of California.

ORIGINAL

Application No. 11807.

BY THE COMMISSION:

THIRD SUPPLEMENTAL ORDER

Southern Pacific Company, applicant herein, having on June 30th, 1928, made written request that Condition (4) on Page 3 of the Commission's Decision No. 15612, dated November 7th, 1925, in the above entitled proceeding, as amended in Decision No. 16144, dated March 16th, 1926, be modified to permit switching over the crossing of Third Street, authorized in this proceeding, between the hours of 12:00 M. and 1:00 P.M., and between 7:00 P.M. and 3:00 A.M., instead of between the hours of 12:00 M. and 1:00 P.M., as specified in said Decision No. 16144. The Board of Supervisors of the City and County of San Francisco have passed Ordinance No. 8077 (new series), dated June 14th, 1928, in which its former Ordinance No. 6774 is amended to provide for the hours of switching now requested by applicant.

It appears to the Commission that this is not a matter in which a public hearing is necessary and that the request is reasonable and should be granted, therefore,

IT IS HEREBY ORDERED that Condition (4) on Page 3 of Decision No. 15612 in this proceeding, as modified in the Commission's Decision No. 16144, be and it is hereby amended to read as follows:

"No train, engine, motor or car shall be operated over said crossing of Third Street except between the hours of 12:00 M. and 1:00 P.M., and 7:00 P.M. and 3:00 A.M."

IT IS HEREBY FURTHER ORDERED that Condition No. 3 on Page 4 of the Commission's Decision No. 15612, as modified in the Commission's Decision No. 17354, dated September 20th, 1926, be and it is hereby amended to read as follows:

"Between the hours of 12:00 M. and 1:00 P.M., and 7:00 P.M. and 3:00 A.M., all trains, motors, engine or cars of Market Street Railway Company shall stop before crossing the track of applicant and shall not proceed thereover until the conductor or other competent employee has gone upon the crossing to ascertain if it is safe so to do and shall have given a suitable signal to proceed."

IT IS HEREBY FURTHER ORDERED that:

(1) A Standard No. 2 crossing sign, as provided in the Commission's General Order No. 75, shall be installed at said crossing of Third Street. Said sign shall be illuminated at night.

(2) Suitable street lights shall be provided and installed in such a manner as to illuminate both sides of trains, motors, engines or cars being moved across said crossing of Third Street.

In all other respects, this Commission's orders heretofore entered in this proceeding shall remain in full force and effect.

Dated at San Francisco, California, this 11th day of

July, 1928.

Chas. J. Deane

Em. W. Deane

Thos. J. Loutch

W. J. Linn

Commissioners.