

ORIGINAL

Decision No. 20215

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

<p>In the Matter of the Application of The Western Pacific Railroad Company for permission to make changes in the grade of its tracks at various road and street crossings between Stockton, California, and Oakland, California.</p>)
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Application No. 14884.

BY THE COMMISSION:

ORDER

The Western Pacific Railroad Company, a corporation, filed the above entitled application with the Commission on the 14th day of July, 1928, asking for authority to change the grade of its main line tracks at various road and street crossings between Stockton, San Joaquin County, and Oakland, Alameda County, California.

Applicant alleges that the present grade on said line is, at numerous places, lower than the original grade existing at the time said line was constructed, due to the sinking of the track; that in carrying out reballasting operations, it is necessary that changes be made in the present grade at points where its main line and passing tracks cross over public roads and streets between Stockton and Oakland; and that said changes involve the raising of the grade at the top of rails from one (1) to eight (8) inches at each of the road crossings throughout that portion of its line hereinbefore referred to.

The Boards of Supervisors of San Joaquin County and Alameda County have signified, by letters, that they have no objection to the granting of this application. It appears to the Commission that this

is not a matter in which a public hearing is necessary, that it is neither reasonable nor practicable at this time to provide grade separations or to avoid grade crossings at locations referred to in this application, 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 The Western Pacific Railroad Company to raise the grade of its main line tracks and passing tracks at various public road and street crossings at grade between Stockton, County of San Joaquin, and Oakland, County of Alameda, State of California.

Said crossings to be altered or changed subject to the following conditions:

(1) The entire expense of constructing the crossings shall be borne by applicant. The cost of maintenance of those portions of said crossings between lines two (2) feet outside of the outside rails shall be borne by applicant. The maintenance of that portion of each of the crossings outside of lines two (2) feet outside of the outside rails shall be borne by the political subdivisions having jurisdiction over the respective highways leading to the crossings.

(2) Said crossings 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 of not less than twenty-four (24) feet, with the tops of rails flush with the roadway, the total width of the grades of approach shall be not less than thirty (30) feet and shall not exceed four (4) per cent; shall be protected by Standard No. 1 crossing signs, 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. Such crossings as are now being protected by automatic flagmen shall continue to be so protected.

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

(4) If said crossings 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 crossings 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 14¹⁵ day
of September, 1928.

C. S. Seaman

W. S. Lott

M. J. Cunn

Commissioners.