

N&W:CH

Decision No. 21550.

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 passing track upon and across Thomas Frederick Road, at the Station of Calla, between Manteca and Ripon, County of San Joaquin, State of California.

Application No. 15807.

ORIGINAL

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 13th day of July, 1929, asking for authority to construct its passing track at grade across Thomas Frederick Road in the Vicinity of Manteca, County of San Joaquin, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution dated June 24th, 1929) 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 passing track at grade across Thomas Frederick Road in the vicinity of Manteca, County of San Joaquin, State of California, at the location hereinafter particularly described and as shown by the map (Stockton Division Drawing A-3446) attached to the application.

DESCRIPTION OF CROSSING

Beginning at a point in the North line of Thomas Frederick Road in the Northeast one-fourth of Section 10, Township 2 South, Range 7 East, M.D.B. & M, at a point distant 13 feet at right angles Southwesterly from the center line of main track of the Central Pacific Railway Company, Lathrop to Fresno; thence Southeasterly parallel to and distant 13.0 feet from said center line of main track distant 77.95 feet, more or less, to a point in the South line of said Thomas Frederick Road.

The above crossing shall be identified as a portion of Crossing No. E-99.2.

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 at same elevation as main line rails and flush with the roadway, and with grades of approach not exceeding four (4) per cent; and shall in every way be made suitable for the passage thereover of vehicles and other road traffic.

(3) Within ninety days from the date of its installation said crossing and that of the adjacent main line with said road shall be protected against all train movements by two wigwags installed in accordance with Standard No. 3 of General Order No. 75 of this Commission, or two flashing lights of a type approved by the Commission. Said wigwags or flashing lights shall be so equipped as to avoid in so far as practicable all unnecessary or false warning indications but shall give a warning indication at all times that either track within the limits of the crossing is

occupied by a standing or moving engine, car, or train.

(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 17th day
of September 1929.

Paul B. Lewis
of Lawrence
Emery
Leon White
M. J. Carr
Commissioners.