

ORIGINAL

Decision No. 21588.

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 second main track
across Hillsdale Avenue at the
Station of Lick, County of Santa
Clara, State of California.

Application No. 15780.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 6th day of July, 1929, asking for authority to construct a passing track at grade across Hillsdale Avenue in the vicinity of Lick Station, County of Santa Clara, State of California, as hereinafter set forth. No franchise or permit from the Board of Supervisors of said County for the construction of said crossing at grade has been filed with the Commission but the County has been notified of said application and has not made any objection to the granting of the authority sought. 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 Hillsdale Avenue 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 Hillsdale Avenue in the vicinity of Lick Station, County of Santa Clara, State of California, at the locations hereinafter particularly described and as shown by the map (M.W.D. Drawing 6885) attached to the application.

DESCRIPTION OF CROSSING

Commencing at a point in the Northwesterly line of Hillsdale Avenue distant thereon 20 feet Southwesterly at right angles from the center line of the existing main track of the Southern Pacific Railroad Company's Coast Line, San Francisco to Los Angeles; thence Southeasterly and parallel with the center line of said existing main track to a point in the Southeasterly line of said Hillsdale Avenue.

The above crossing shall be identified as a portion of Crossing No. E-55.5.

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 avenues 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; 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) Whenever an engine or train is standing or moving on the passing track, of which said crossing forms a part, within

two hundred (200) feet of said crossing at a time that a train is passing or about to pass over the adjacent main line crossing with said Hillsdale Avenue, traffic on Hillsdale Avenue shall be protected by an employee of applicant on the crossing acting as a 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 18th day of September, 1929.

Thor S. Lovell

Frank J. ...

Leon ...

Commissioners.