

Decision No. 21636.**ORIGINAL**

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 railroad tracks to be
 operated jointly by Southern Pacific
 Company and The Atchison, Topeka and
 Santa Fe Railway Company in and along
 Illinois Street and across Twentieth
 Street in the City and County of San
 Francisco, State of California.

Application No. 15979.

BY THE COMMISSION:

ORDER

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 28th day of September, 1929, asking for authority to construct its industry tracks at grade across Twentieth Street and across a portion of Illinois Street in the City of San Francisco, County of San Francisco, State of California, as hereinafter set forth. The necessary franchises or permits (Ordinance No. 8531 and Franchise No. 1297) have been granted by the City Council of said city for the construction of said crossings 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 grade crossings at the points mentioned in

this application with said Twentieth Street and Illinois Street 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 and The Atchison, Topeka and Santa Fe Railway Company to construct their joint industry tracks at grade across Twentieth Street and a portion of Illinois Street in the City of San Francisco, County of San Francisco, State of California, at the locations described in the application and as shown by the map (Drawing No. 13922, Sheet 2, dated August 15, 1929,) attached to the application.

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

(1) The entire expense of constructing the crossings, together with the cost of their maintenance thereafter in good and first-class condition for the safe and convenient use of the public, shall be borne by applicants.

(2) Said crossings shall be constructed equal or superior to type shown as Standard No. 3, in General Order No. 72 of this Commission, and shall be constructed of a width to conform to those portions of said streets now graded, with the tops of rails flush with the pavement and with grades of approach not exceeding five (5) 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) Said Track No. 5 is authorized for a temporary period and shall be removed after a reasonable time (not to exceed thirty (30) days) following the completion of the remaining

crossings herein authorized, and the street repaired to conform to the remainder thereof.

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

(5) 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.

(6) 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 1st day of October, 1929.

Thomas D. Lovitt

Clarence

Leon Coulter

Commissioners.