

NAW:IB

Decision No. 21900

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 siding across Berry Street, in the City of Roseville, County of Placer, State of California. )

Application No. 16087

BY THE COMMISSION:

**ORIGINAL**

ORDER

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 14th day of November, 1929, asking for authority to construct a passing track at grade across Berry Street in the City of Roseville, County of Placer, State of California, as hereinafter set forth. The necessary franchise or permit has been granted by the City Council of said City 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 Berry 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 to construct a passing track at grade across Berry Street in the City of Roseville, County of Placer, State of California, at the location shown by the map (Sacramento Div. S-535) attached to the application.

The above crossing shall be identified as a portion of Crossing No. A-107.2.

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 conditions for the safe and convenient use of the public, shall be borne by applicant.

(2) Said crossing and the crossings of the four existing tracks with said Berry Street shall be constructed equal or superior to type shown as Standard No.2, in General Order No.72 of this Commission and of a width to conform to that portion of said street now graded, with the tops of rails of all tracks at the same elevation and flush with the roadway; 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. The southerly approach shall be so constructed as to provide a uniform grade from said crossing to the northerly side of the existing parallel roadway.

(3) Two (2) automatic wigwags conforming with Standard No. 3 of General Order No.75 of this Commission shall be installed at said crossing and so controlled as to present a warning indication to users of said street in advance of and during the passage of all trains, engines or cars over the adjacent main line tracks. Said wigwag shall be so equipped so as to give adequate warning of the approach of second train on said main line tracks.

(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 <sup>th</sup> 14 day of December, 1929.

Thos. S. Lott

Ch. Seaman

W. J. Am  
Commissioners.