

Decision No. 22889.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of  
SOUTHERN PACIFIC COMPANY and THE  
ATCHISON, TOPEKA AND SANTA FE RAILWAY  
COMPANY for an order authorizing the  
construction at grade of a spur track  
upon, along and across Hall Avenue,  
in the City of Richmond, County of  
Contra Costa, State of California.

ORIGINAL

Application No. 16686.

BY THE COMMISSION:

ORDER

Southern Pacific Company and The Atchison, Topeka and Santa Fe Railway Company filed the above entitled application with this Commission on the 25th day of June, 1930, asking for authority to construct a spur track at grade across Hall Avenue in the City of Richmond, County of Contra Costa, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution No. 2118) 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 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 a spur track at grade across Hall Avenue in the City of Richmond,

County of Contra Costa, State of California, at the location hereinafter particularly described and as shown by the map (Western Division Drawing R-277) attached to the application.

DESCRIPTION OF CROSSING

Beginning at a point on the northerly line of Hall Avenue in the City of Richmond, County of Contra Costa, State of California, distant thereon easterly 5 feet more or less from the easterly line of 14th Street in said City of Richmond; thence in a southwesterly direction along the arc of a curve concave to the right, having a radius of 358.39 feet, an arc distance of 133.5 feet, more or less, to a point in the southerly line of said Hall Avenue, distant thereon 20 feet, more or less, westerly from the southerly production of the westerly line of 14th Street, in said City of Richmond.

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 applicants.

(2) This order is made upon the express condition that Hall Avenue is not now actually constructed and open to travel at the point of crossing, and this order shall not be deemed an authorization for the construction of an opening of said street to public use across said railroad track.

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

(4) 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.

(5) 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 30<sup>th</sup> day of June, 1930.

Cl Sewey

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Mr. B. Smith

M. A. [unclear]

Commissioners.