Decision No._22655__.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of application of
STOCKTON TERMINAL AND EASTERN
RAILROAD for an order authorizing
the construction at grade of one
spur track across Roosevelt Avenue,
In the County of San Joaquin,
County of San Joaquin, State of
California.

Appl. No. 16669.

BY THE COMMISSION:

O R D E R

Stockton Terminal & Eastern Railroad, a corporation,

filed the above entitled application with this Commission on the

21st day of June, 1930, asking for authority to construct a spur

track at grade across a portion of Roosevelt Avenue in the vicinity

of Stockton, County of San Joaquin, State of California, as here-

inafter set forth. The necessary franchise or permit (Resolution

dated May 19, 1930) 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 separ-

ation or to avoid a grade crossing at the point mentioned in this

application with said Roosevelt Avenue and that this application

should be granted subject to the conditions hereinafter speci-
fied, therefore

IT IS HEREBY ORDERED that permission and authority be
and it is hereby granted to Stockton Terminal & Eastern Railroad
to construct a spur track at grade across a portion of Roosevelt
Avenue in the vicinity of Stockton, County of San Joaquin, State
of California, at the location hereinafter particularly described
and as shown by the map attached to the application.

DESCRIPTION OF CROSSING

"Beginning at a point in the center line of the
existing main track of the STOCKTON TERMINAL AND EASTERN
RAILROAD located in Roosevelt Avenue 220 feet easterly
from the intersection of the East line of First Street
produced Southerly and the center of aforesaid main track.
Thence Westerly through turnout to the right 60 feet to
the beginning of a curve concave to the right, thence
Westerly across Roosevelt Avenue along aforesaid curve
radius 130.6 feet 73 feet to the north line of Roosevelt
Avenue 80 feet Westerly from the intersection of the North
line of Roosevelt Avenue and the East line of First Street."

The above crossing shall be identified as a portion of
Crossing No. 41-18.15-C.

Said crossing to be constructed subject to the follow-
ing 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 without superelevation and
of a width to conform to that portion of said avenue now graded,

with the tops of rails flush with the roadway, and with grades
of approach not exceeding one (1) 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) Applicant shall, within thirty (30) days thereafter,
notify this Commission, in writing, of the completion of the in-
stallation of said crossing.

(4) If said crossing shall not have been installed with-
in 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 fur-
ther 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 judg-
ment, 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 _____ day of
_____, 1930.

Commissioners.

-3-