

Decision No. 23030.**ORIGINAL**

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of Application of
SOUTHERN PACIFIC COMPANY and THE
ATCHISON, TOPEKA AND SANTA FE
RAILWAY COMPANY for an order
authorizing construction at grade
of railroad tracks across Tenth
Street and across Fourteenth Street
in the City of Richmond, County of
Contra Costa, State of California.

Application No. 16945.

BY THE COMMISSION:

ORDER

Southern Pacific Company, a corporation, and The Atchison, Topeka and Santa Fe Railway Company, a corporation, filed the above entitled application with this Commission on the 9th day of October, 1930, asking for authority to construct certain railroad tracks at grade across a portion of Tenth and Fourteenth Streets in the City of Richmond, County of Contra Costa, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution No. 2160) has 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 grade separations or to avoid grade crossings at the points mentioned in this application with said Tenth and Fourteenth Streets 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 two tracks at grade across Tenth Street and two tracks at grade across Fourteenth Street in the City of Richmond, County of Contra Costa, State of California, at the locations hereinafter particularly described and as shown by the map (Western Division Drawing No. R-273, sheet 2) attached to the application.

DESCRIPTION OF CROSSINGS

BEGINNING at a point where the northern line of Tide Lot No. 20 intersects the western line of Tenth Street in the City of Richmond, Contra Costa County, State of California; thence southerly along said western line of Tenth Street distant thereon 59.0 feet, more or less, to a point; thence southeasterly by tangent in and across Tenth Street a distance of 104.0 feet, more or less, to a point in the eastern line of Tenth Street, said point being 77.0 feet, more or less, southerly from the northern line of Tide Lot No. 19, and measured along the eastern line of Tenth Street.

BEGINNING at a point where the northern line of Tide Lot No. 20 intersects the western line of Tenth Street in the City of Richmond, Contra Costa County, State of California; thence southerly along said western line of Tenth Street, distant thereon 54.0 feet, more or less, to a point; thence southeasterly by tangent in and across Tenth Street, a distance of 102.0 feet, more or less, to a point in the eastern line of Tenth Street, said point being 54.0 feet more or less, southerly from the northern line of Tide Lot No. 19, and measured along the eastern line of Tenth Street.

BEGINNING at a point where the northern line of Tide Lot No. 18 intersects the eastern line of Fourteenth Street, in the City of Richmond, County of Contra Costa, State of California; thence southerly along said eastern line of Fourteenth Street 19.0 feet, more or less, to a point in the center line of a proposed yard track; thence southwesterly in and across Fourteenth Street, along the arc of a curve concave to the right, whose radius is 362.25 feet a distance of 91.0 feet, more or less, to a point in the western line of Fourteenth Street, said point being 61.5 feet, more or less, southerly from the northern line of Tide Lot No. 18 and measured along the western line of Fourteenth Street.

BEGINNING at a point where the northern line of Tide Lot No. 18 intersects the eastern line of Fourteenth Street, in the City of Richmond, County of Contra Costa, State of California; thence southerly along said eastern line of Fourteenth Street, 9.5 feet, more or less, to a point in the center line of a proposed drill track; thence westerly in and across Fourteenth Street, along the arc of a curve concave to the right, whose radius is 286.84 feet, a distance of 84.0 feet, more or less, to a point in the western line of Fourteenth Street, said point being 33.5 feet, more or less, southerly from the northern line of Tide Lot No. 18, and measured along the western line of Fourteenth Street.

The above crossing of Tenth Street shall be identified as Crossing No. A-15.15-C.

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 crossing of Tenth Street 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 street now graded, with the tops of rails flush with the roadway, and with grades of approach not exceeding three (3) per cent; shall be protected by two 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.
- (3) Said crossing of Fourteenth Street shall be so constructed that grades of approach not exceeding three (3) per cent will be feasible in the event that the construction of roadway along said Fourteenth Street shall hereinafter be authorized and so that said grade crossing may be made suitable for the passage thereover of vehicles and other road traffic.
- (4) This order is made upon the express condition that said Fourteenth Street is not now actually constructed and open to travel at the point of crossing, and said order shall not be deemed an authorization for the construction of an opening of said street to public use across said railroad tracks.
- (5) Applicants shall remove the track shown in yellow on the map (Western Division Drawing No. R-273, Sheet No. 2) attached to the application, in so far as it may lie in Fourteenth Street.

- (6) Applicants shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossings.
- (7) 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.
- (8) 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 31st day of October, 1930.

Cl. Seamy

Leon O'Connell
John D. Lueder

Commissioners.