

Decision No. 23710.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of application of SOUTHERN PACIFIC COMPANY for an order authorizing construction at grade and at separated grades of railroad tracks across certain streets, lanes, alleys and highways, and across the track of The Western Pacific Railroad Company at locations hereinafter described, in the City of San Jose and in the vicinity of San Jose, County of Santa Clara, State of California.

ORIGINAL

Application 14948.

BY THE COMMISSION:

SECOND SUPPLEMENTAL ORDER

It appearing that, in connection with the construction of the undergrade crossing at Park Avenue over the tracks of the Southern Pacific Company heretofore authorized in this proceeding, it will be necessary to temporarily relocate a main track of said company and that said relocation will involve the moving of the crossing of said track with the track of Peninsular Railway Company and the construction of a temporary crossing of said track with Pine Street in the vicinity of said grade separation and Southern Pacific Company having requested that a supplemental order be issued in this proceeding permitting said temporary crossing, and good cause appearing,

IT IS HEREBY ORDERED that Southern Pacific Company be authorized to construct a temporary crossing of a main line track with the track of Peninsular Railway Company and with Pine Street in the City of San Jose, in accordance with the map attached to the application for second supplemental order,

subject to the following conditions:

- (1) The entire expense of constructing and thereafter maintaining the crossings in good and first-class condition for safe and convenient use, shall be borne by applicant.
- (2) Said crossing of Pine Street shall be constructed equal or superior to the type shown as Standard No. 1, in our General Order No. 72, and shall be constructed of a width to conform to that portion of said street now graded, with the tops of rails flush with the roadway and shall be protected by a Standard No. 1 crossing sign as specified in our General Order No. 75.
- (3) All trains, motors, engines and cars of the Peninsular Railway Company shall stop before proceeding over said crossing with the tracks of the Southern Pacific Company and shall not proceed across said crossing until it has been ascertained that it is safe so to do.
- (4) That upon the completion and the opening to travel of the Park Avenue grade separation said crossings shall be removed.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 18th
day of May, 1931.

C. L. Seaman
Leon A. Whidley
W. A. Van
W. B. Harris
Fred G. Stearns

Commissioners.