

Decision No. 25444.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of the CITY OF STOCKTON, a Municipal Corporation, for permission to construct a highway across certain existing tracks of the City of Stockton, which tracks are a part of the Belt Line Railway and are operated by the Stockton Port Terminal Association.

ORIGINAL

Application No. 16539.

BY THE COMMISSION:

O R D E R

The City of Stockton, County of San Joaquin, on November 22, 1932, applied for authority to construct public roads known as West Washington Street and Borden Highway at grade across certain spur tracks of Stockton Public Belt Railway, owned by said City and operated by the Stockton Port Terminal Association.

It appearing that a public hearing is not necessary herein; that it is neither reasonable nor practicable at this time to provide grade separations or to avoid grade crossings with said tracks at the points mentioned and that the application should be granted, subject to certain conditions,

IT IS HEREBY ORDERED that the City of Stockton, in the County of San Joaquin, is hereby authorized to construct West Washington Street and Borden Highway at grade across the tracks of Stockton Public Belt Railway, at the locations more particularly described in the application and as shown by the

maps attached thereto subject to the following conditions and not otherwise:

- (1) The above crossing of West Washington Street shall be identified as Crossing No. 59-0.5, and that of Borden Highway as Crossing No. 59A-0.3.
- (2) The entire expense of constructing the crossings shall be borne by applicant. The cost of maintenance of those portions of said crossings up to lines two (2) feet outside of the outside rails shall be borne by applicant. The maintenance of those portions of the crossings between lines two (2) feet outside of the outside rails shall be borne by Stockton Public Belt Railway.
- (3) The crossings shall be constructed of a width of not less than the traveled way of said street and highway and with grades of approach not greater than five (5) per cent; shall be constructed equal or superior to type shown as Standard No. 2 in our General Order No. 72; shall be protected by Standard No. 1 Crossing Signs, as specified in our General Order No. 75, and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.
- (4) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossings and of its compliance with the conditions hereof.
- (5) The authorization herein granted shall lapse and become void if not exercised within one (1) year from the date hereof 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 crossings as to it may seem right and proper and

(6) Continued.

to revoke its permission if, in its judgment, public convenience and necessity demand such action.

The authority herein granted shall become effective upon applicant filing with the Commission suitable evidence that the County of San Joaquin consents to and joins with applicant in the establishing of ~~such of the~~ above crossings as may be located outside of the corporate limits of the City of Stockton.

Dated at San Francisco, California, this 18th day of December, 1932.

W. A. Linn

W. B. Harris

Fred G. Westcott

Commissioners.