

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

ORIGINAL

Decision No. 1032

In the matter of the application of)
SOUTHERN PACIFIC COMPANY, for per-)
mission to construct a spur track at)
grade across Third Street, between)
Townsend and Brannan Streets, in the)
City and County of San Francisco,)
California.)
.....)

Application No. 492.

SUPPLEMENTAL ORDER

By the Commission,

SOUTHERN PACIFIC COMPANY, a corporation.

on April 9, 1913 filed with the Commission an application for permission to construct a spur track at grade across Third Street, between Townsend and Brannan Streets, in the City and County of San Francisco, California, which application was granted by the Commission on April 10, 1913, Decision No. 564.

Southern Pacific Company in making application neglected to also make application for permission to construct this spur track at grade across the existing street railroad tracks of the United Railroads of San Francisco upon and along said Third Street at the point of crossing, and on October 10, 1913 Southern Pacific Company having made supplemental application to Application No. 492, for permission to construct said spur track at grade across the existing street railroad tracks of the United Railroads of San Francisco upon and along said Third Street at point of crossing, as hereinafter indicated, and it appearing to the Commission that this is not a case in which a public hearing is necessary; that applicant has negotiated with the United Railroads of San Francisco and have reached an agreement covering the construction, maintenance and operation of said proposed crossings; and the parties interested have fully agreed upon all of the details of the installation and maintenance of said crossing and

the cost thereof; and it further appearing that it is not reasonable or practicable to avoid grade crossing at said point of proposed crossing and that the supplemental application should be granted subject to the conditions hereinafter specified.

IT-IS HEREBY ORDERED that permission be hereby granted Southern Pacific Company to construct its spur track at grade across the existing street railroad tracks of the United Railroads of San Francisco upon and along said Third Street between Townsend Street and Brannan Street, in the City and County of San Francisco, California, as shown by the map attached to the application and subject to the following conditions, viz:

(1) The entire expense of constructing the crossing, together with the cost of its maintenance thereafter in good and safe condition, shall be borne by applicant.

(2) All overhead wires or obstructions constructed at the crossing shall have a clearance above the rails of not less than twenty-two (22) feet. All pole lines and other side obstructions shall have a clearance from the center line of the tracks of either Company of not less than eight (8) feet.

(3) All street paving disturbed in the installation of the crossing and track shall be restored in as good condition as before installation of said crossing and track, and in every way made safe for the passage thereover of vehicles and other street traffic.

(4) No engine, motor, train or car owned or operated by applicant shall be permitted to pass over the crossing without first coming to a full stop within one hundred (100) feet thereof, and shall not proceed thereover until the conductor, watchman or other employee of applicant shall have gone upon the crossing and ascertained that it is safe to do so. United

Railroads of San Francisco may operate its engines, motors, trains or cars over the crossing without stopping, provided they approach and pass over said crossing under full control.

(5) The granting of this supplemental application and the requirements herein contained in no way affect or alter the requirements contained in the Commission's Decision No. 564, which was entered on April 10, 1913, in Application No. 492.

(6) The Commission reserves the right to make such further order relative to the location, construction, maintenance and operation 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.

Dated at San Francisco, California, this 17th day of October, 1913.

H. D. Loveland

Max Thelin

Edwin O. Edgerton

Commissioners.