

Decision No. 10430

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

ORIGINAL

In the matter of the application
of Southern Pacific Company for
permission to construct a side
track and a drill track at grade
across Sunol Street, San Salvador
or Sainsevain Street, Lincoln Avenue
or Northrop Street, at San Jose,
Santa Clara County, California.

Application No. 7800.

BY THE COMMISSION:

ORDER

Southern Pacific Company, a corporation, having on April 27, 1922, filed with the Commission an application for permission to construct a side track at grade across Lincoln Avenue or Northrop Street and a drill track at grade across Sunol Street, San Salvador or Sainsevain Street, and Lincoln Avenue or Northrop Street, West San Jose, in the County of Santa Clara, State of California, as hereinafter indicated, and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the necessary franchise or permit has been granted by the Board of Supervisors of said County of Santa Clara for the construction of said crossings at grade, and it further appearing that it is not reasonable nor practicable to avoid said grade crossings with Sunol Street, San Salvador Street or Sainsevain Street and Lincoln Avenue or Northrop Street, and that this application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, that permission be and it is hereby granted Southern Pacific Company to construct a side track at grade across Lincoln Avenue or Northrop Street and to construct a drill

track at grade across Sunol Street, San Salvador or Sainsevain Street and across Lincoln Avenue or Northrop Street at West San Jose, in the County of Santa Clara, State of California, at locations more specifically described as follows:

Crossing No.1 - Beginning at a point on the east line of Lincoln Avenue or Northrop Street, said point being southerly from and distant 573 feet, more or less, measured along said street line from the intersection of said street line with the south line of Sainsevain or San Salvador Street; thence southwesterly parallel to and distant 13 feet, more or less, from the center line of the present main track of the South Pacific Coast Railway, a distance of 71 feet, more or less, to a point on the west line of Lincoln Avenue or Northrop Street, the last mentioned point being distant 625 feet, more or less, measured along the last mentioned street line from its intersection with the south line of Sainsevain or San Salvador Street.

Crossing No.2 - Beginning at a point on the east line of Lincoln Avenue or Northrop Street, said point being southerly from and distant 537 feet, more or less, measured along said street line from the intersection of said street line with the south line of Sainsevain or San Salvador Street; thence in a southwesterly direction a distance of 71 feet, more or less, to the west line of Lincoln Avenue or Northrop Street, the last mentioned point being southerly from and distant 590 feet, more or less, measured along the last mentioned street line from its intersection with the south line of Sainsevain or San Salvador Street.

Crossing No.3 - Beginning at a point on the east line of Sunol Street, said point being 132 feet, more or less, measured along said street line and northerly from the intersection of the north line of Sainsevain or San Salvador Street and the east line of Sunol Street; thence in a southwesterly direction parallel to and 13 feet more or less, from the center line of the present main track of the South Pacific Coast Railway, a distance of 71 feet, more or less, to a point on the west line of Sunol Street, the last mentioned point being northerly from and 82 feet, more or less, measured along the last mentioned street line from its intersection with the north line of Sainsevain or San Salvador Street.

Crossing No.4 - Beginning at a point on the north line of Sainsevain or San Salvador Street, said point being westerly from and distant 83 feet, more or less, measured along said street line from the intersection of the west line of Sunol Street and the north line of Sainsevain or San Salvador Street, thence in a southwesterly direction parallel to and 13 feet, more or less, from the center line of the main track of the South Pacific Coast Railway, a distance of 71 feet, more or less, to a point on the south line of Sainsevain or San Salvador Street, the last mentioned point being westerly from and distant 132 feet,

more or less, measured along the last mentioned street line from the intersection of the west line of Sunol Street and the south line of Sainsevain or San Salvador Street,

all of the above as shown by the map marked "Coast Division Drawing 70011, Sheet No. 1," attached to the application, said crossings to be constructed subject to the following conditions; namely,-

(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 applicant.

(2) Said crossings shall be constructed of a width and type of construction to conform to those portions of Sunol Street, San Salvador or Sainsevain Street and Lincoln Avenue or Northrop Street now graded, with grades of approach not exceeding two (2) per cent; shall be protected by suitable crossing signs and shall in every way be made safe 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 installation of said crossings.

(4) The authorization herein granted for the installation of said crossings shall lapse and become void one year from the date of this order unless further time is granted by subsequent order.

(5) 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.

Dated at San Francisco, California, this 4th day of May, 1922.

W. B. Brundage
William Martin
Commissioners.