

Decision No. 11006

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the matter of the application of Southern Pacific Company and the Atchison, Topeka and Santa Fe Railway Company for permission to construct tracks at grade across Fourth, Merrimac, Alameda and El Dorado Streets, in the City and County of San Francisco, State of California.

ORIGINAL

Application No. 3723.

BY THE COMMISSION:

SUPPLEMENTAL ORDER

Southern Pacific Company, a corporation, and The Atchison, Topeka and Santa Fe Railway Company, a corporation, having on September 5, 1922 filed with the Commission a supplemental application in the above entitled proceeding for permission to change the location of certain railroad tracks at grade across El Dorado Street, Alameda Street and Merrimac Street in the City and County of San Francisco, 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 City and County of San Francisco for the construction of said crossings at grade and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said El Dorado Street, Alameda Street and Merrimac Street and that this supplemental 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 and The Atchison, Topeka and Santa Fe Railway Company to construct one track at grade across El Dorado Street, Alameda Street and Merrimac Street and one track at grade across El Dorado Street, in the City and County of San Francisco, State of California, in the locations as described in Exhibit No.1 and Exhibit No.2, respectively, attached to the supplemental application instead of constructing said crossings in the locations described in Exhibit No.20 and Exhibit No. 21, respectively, attached to Application No. 3723 as authorized in Decision No. 5387 dated May 8, 1918 in the above entitled proceeding, the new locations of said crossings being as shown on the map attached to the supplemental application, said crossings to be constructed subject to the following conditions, viz:-

(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 crossings shall be constructed of a width and type of construction to conform to those portions of El Dorado, Alameda and Merrimac Streets now graded, with grades of approach not exceeding four (4) 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) Applicants 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 will 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 20th day of September, 1922.

H. B. Sandberg

Jessie Martin

J. S. French

Commissioners.