

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of)
ALAMEDA COUNTY, for permission to)
construct two overhead crossings)
over the tracks of the Western Paci-)
fic Railway Company, in Niles Canon,)
Alameda County, California.)
.....)

Application No. 235.

O R D E R

By the Commission,

ALAMEDA COUNTY, through its District Attorney, having on September 21, 1912 filed an application with the Commission for permission to construct two (2) overhead crossings over the tracks of the Western Pacific Railway Company in Niles Canon, Alameda County, California, 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 entered into a contract with the Western Pacific Railway Company, of date December 1, 1913, covering the location, maintenance and protection of said crossings and the cost of constructing same; and it appearing to the Commission that said contract is reasonable and that the construction of the crossings as located will not be dangerous, and that the application should be granted subject to the conditions hereinafter specified.

IT IS HEREBY ORDERED that permission be hereby granted Alameda County, California to construct two (2) public highway crossings at grade, overhead over the tracks of the Western Pacific Railway Company, in Niles Canon, Alameda County, California, as follows:

Crossing No. 1: to be located and constructed overhead over the tracks of the Western Pacific Railway Company over the east portal of said railway company's tunnel No. 1.

Crossing No. 2: to be located and constructed overhead over the tracks of the Western Pacific Railway Company over the west portal of said railway company's Tunnel No. 2.

Both of the above crossings to be located as shown by the map attached to the application and subject to the following conditions, viz:

(1) The crossings shall be located, constructed and maintained in accordance with the contract entered into between the County of Alameda and the Western Pacific Railway Company, of date December 1, 1913, a copy of which is filed with the Application.

(2) The Commission reserves the right to make such further orders relative to the location, construction, maintenance, operation 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 13th day of December, 1913.

John M. Keshleman

H. J. Ireland

Alvin Gordon

Max Thelen

Edwin O. Edgerton

Commissioners.