

Decision No. 11318

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the matter of the application of Southern Pacific Company for permission to construct a spur track at grade across California Street and County Road in the Town of Valley Spring, County of Calaveras, State of California.

Application No. 8446.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, having on November 27, 1922, filed with the Commission an application for permission to construct a spur track at grade across California Street and County Road in the Town of Valley Spring, County of Calaveras, 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 (Ordinance No. 158) has been granted by the Board of Supervisors of said County of Calaveras 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 California Street and said County Road, 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 spur track at grade across California Street and County Road in the Town of Valley Spring, County of Calaveras, State of California, described

as follows:

COMMENCING at a point in the center line of the main track of the Southern Pacific Railroad Company's track as it now exists through the Town of Valley Spring, said point being at Engr. Sta. 1417 plus 00.4; thence in a Northerly direction with switch and turn-out to the left across Southern Pacific Railroad Company's property distant 91.7 feet; thence continuing Northerly across Southern Pacific Railroad Company's property on curve to the left with a radius of 458.59 feet and tangent to the aforesaid line distant 154.13 feet to a point on the Westerly boundary line of the right of way of the Southern Pacific Railroad Company; thence continuing Northerly on a straight line and tangent to the aforesaid line across California Street in the Town of Valley Spring, County of Calaveras, distant 189.3 feet to the Westerly line of said street; thence on a straight line and tangent to the aforesaid line across private property distant 120.67 feet; thence continuing across private property in a Northerly direction and tangent to the aforesaid line on a curve to the left with a radius of 458.59 feet, distant 225.73 feet; thence continuing on a straight line in a Northerly direction and tangent to the aforesaid line across private property distant 125 feet to the Easterly line of County Road; thence continuing in a straight line and tangent to the aforesaid line distant 66.5 feet to the Westerly line of said County Road; thence continuing across private property to end of track. Total length being 1200 feet.

All of the above as shown by the map (Stockton Divis.

Drwg. No. B2005) attached to the 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 applicant.

(2) Said crossings shall be constructed of a width and type of construction to conform to those portions of California Street and County Road 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 5th day
of December, 1922.

H. B. Burdige
James H. Martin
W. J. Brown
J. H. Smith

Commissioners.