

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of Application of  
SOUTHERN PACIFIC COMPANY for an  
order authorizing the construction  
at grade of industrial tracks in  
First, Bryant and Beale Streets,  
crossing First, Brannan, Bryant,  
Fremont, Beale, Folsom and Howard  
Streets and crossing tracks of Market  
Street Railway Company in First, Folsom  
and Howard Streets, in the City and  
County of San Francisco, State of  
California.

Application No. 9514.

ORIGINAL

BY THE COMMISSION:

ORDER

Southern Pacific Company a corporation, having on December 22nd, 1922, filed with the Commission an application for permission to construct its spur tracks at grade across First, Brannan, Bryant, Fremont, Beale, Folsom and Howard Streets and across the tracks of the Market Street Railway Company in First, Folsom and Howard Streets, 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, Ordinance No. 5748 (New series) has been granted by Board of Supervisors of said City and County of San Francisco for the construction of said crossings at grade, the Market Street Railway Company having signified by letter that it has no objection to the construction of said crossings of its tracks at grade, and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said streets and tracks, 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 its spur tracks at grade

across First, Brannen, Bryant, Fremont, Beale, Folsom and Howard Streets in the City and County of San Francisco, State of California, in the location as described in said franchise and as shown by the map 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 the paving of aforesaid streets, with tracks laid flush with the surface of said streets 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.

IT IS HEREBY FURTHER ORDERED that permission be and it is hereby granted Southern Pacific Company to construct its spur tracks at grade across the tracks of the Market Street Railway Company in First, Folsom and Howard Streets in the City and County of San Francisco, State of California, as shown on the map attached to the application; said crossing 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 shall be borne by applicant..

(2) All trains, engines or cars of applicant shall

stop before going upon or over said crossings and shall not proceed thereover until it has been ascertained that it is safe to do so.

(3) Applicant shall within sixty (60) days from the date of this order file with the Commission executed copy or copies of agreement or agreements made with said Market Street Railway Company covering the installation, maintenance and operation of said crossings.

IT IS HEREBY FURTHER ORDERED that 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 2nd day of January, 1923.

H. B. Burdige  
Frederic W. Martin  
Charles A. Towell

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Commissioners.