

Decision No. 11574

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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ORIGINAL

In the matter of Application of)
SOUTHERN PACIFIC COMPANY for per-)
mission to construct a spur track)
at grade across Second and De Boom)
Streets and crossing the tracks of)
the Market Street Railway Company in)
Second Street, in the City and County)
San Francisco, State of California.)

Application No. 8502.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, having on December 15th, 1922, filed with the Commission an application for permission to construct a spur track at grade across Second and De Boom Streets and the tracks of the Market Street Railway Company in Second 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, (Ordinance No. 5715 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 crossing of its tracks at grade, and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said streets or 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 a spur track at grade across Second and De Boom Streets in the City and County of San Francisco, State of California, described as follows:

Beginning at a point in the center of present Southern Pacific spur in Second Street 125.4 ft. southeasterly from the southeasterly line of Bryant Street and 22.5 ft. northeasterly from the southwesterly line of Second Street; thence southeasterly on a curve to the left with a radius of 265.03 ft. for a distance of 44.1 ft. to a point; thence southeasterly through a number six frog a distance of 12.0 ft. to a point; thence southeasterly on a curve to the left with a radius of 296.71 ft. for a distance of 10.0 ft. to a point; thence southeasterly and diagonally across the present tracks of the Market Street Railway Company for a distance of 107.0 ft. to a point; thence southeasterly on a curve to the left with a radius of 205.14 ft. for a distance of 46.8 ft. to a point; thence southeasterly 15.1 ft. to a point on the extension of the northerly line of De Boom Street distant thereon 9.4 ft. southwesterly from the northeasterly line of Second Street; thence southeasterly across De Boom Street on a curve to the right with a radius of 220.84 ft. for a distance of 37.3 ft. to a point on the southeasterly line of De Boom Street 3.5 ft. northeasterly from the northeasterly line of Second Street.

All of the above as shown by 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 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 Second and De Boom 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 track at grade across the tracks of the Market Street Railway Company in Second Street, 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 crossing, together with the cost of its maintenance thereafter, shall be borne by applicant.

(2) All trains, engines or cars of applicant shall stop before going upon or over said crossing 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 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 crossing.

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 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 16th day of January, 1923.

Chas. H. ...
H. K. ...
James ...
... Shore
J. ...
Commissioners.