

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

Decision No. 2046

ORIGINAL

In the matter of the application of SOUTHERN PACIFIC COMPANY for permission to construct a spur track in and along Parker Street and across Fourth Street, in the City of Berkeley, Alameda County, California.

Application No. 1472.

ORDER

By the Commission,

SOUTHERN PACIFIC COMPANY, a corporation, having on December 28, 1914, filed with the Commission an application for permission to construct a spur track at grade in and along Parker Street and across Fourth Street, in the City of Berkeley, 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 secured a franchise or permit from the Council of the City of Berkeley, of date, December 4, 1914, granting permission for the construction of said crossing at grade, and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said Parker Street and Fourth Street, and that the application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, That permission be hereby granted Southern Pacific Company to construct its spur track at grade in and along Parker Street and across Fourth Street, in the City of Berkeley, Alameda County, California, at a point more particularly described in the application and shown on map accompanying same; said spur track to serve the California Corrugated Culvert Company, and to be constructed subject to the following conditions, viz.:-

(1) The entire expense of constructing the crossing in good and first-class condition for the safe and convenient use of the public shall be borne by applicant.

(2) Said crossing shall be constructed of a width and type of construction to conform to that portion of Parker Street and Fourth

Street now graded, with grades of approach not exceeding six (6) per cent, and shall in every way be made safe for the passage thereover of vehicles and other road traffic.

(3) The Commission reserves the right to make such further orders relative to the location, construction, operation, maintenance and protection of said crossing 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, 1915.

A. B. Howland

S. G. Gordon

Mar. Thelen

Edwin O. Edgerton

Commissioners.