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In the matter of the application of
PENINSULAR RAILWAY COMPANY, a corpor-
ation, for an order authorizing the
construction of a street railroad
at grade across Embarcadero road
near the City of Palo Alto, Santa
Clare county, California.

Application No. 254.

O R D E R

By the Commission.

PENINSULAR RAILWAY COMPANY having on October 5, 1912,

filed with the Commission its application for permission to construct at grade its street railroad across a public highway known as Embarcadero road, near the City of Palo Alto, Santa Clare county, California, and it appearing to the Commission that this is not a case in which a hearing is necessary, that applicant has secured the necessary franchise or permit from the Board of Supervisors of Santa Clara county, California, to construct said crossing at grade, and that it is not reasonable nor practicable to avoid a grade crossing with said public highway, and that the application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED that Peninsular Railway Company be hereby granted permission to construct its street railroad at grade on Beverly street and across Embarcadero road a public highway lying along the south boundary of the City of Palo Alto, Santa Clara county, California, as shown by the map attached to the application, subject to the following conditions, viz: :

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

(2) Applicant shall provide the necessary crossing plank or guard rails for said crossing and shall ballast same with first-class stone or gravel ballast not less than six (6) inches in depth and otherwise

Decision No. 264

construct and maintain said crossing in a good and substantial manner for the use of the public.

(5) 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 7th, day of October, 1912.

H. D. Loveland
W. G. Gordon
Max Thelen