

Decision No. \_\_\_\_\_

ORIGINAL

Decision No. 2911

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of )  
SOUTHERN PACIFIC COMPANY for per- )  
mission to construct a passing track )  
at grade across Rucker Avenue near )  
Rucker Station, Santa Clara County, )  
California. )  
.....

Application No. 2645.

By the Commission,

O R D E R

SOUTHERN PACIFIC COMPANY, a corporation, having on November 27, 1916, filed with the Commission an application for permission to construct a passing track at grade across Rucker Avenue near Rucker Station, Santa Clara 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 the proposed crossing is not within the limits of an incorporated town or city and no franchise is needed 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 Rucker Avenue, and that this application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, That permission be hereby granted Southern Pacific Company to construct a passing track at grade across Rucker Avenue near Rucker Station, Santa Clara County, California, described as follows:

"Beginning at a point in the northerly line of Rucker Avenue 20 ft. at right angles easterly from the center line of the main track of the Southern Pacific Company; thence southerly and crossing Rucker Avenue and parallel to said main track to a point in the southerly line of Rucker Avenue."

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 crossing, together with the cost of its maintenance thereafter 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 Rucker Avenue now graded, with grades of approach not exceeding four (4) per cent; shall be protected by a suitable crossing sign 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 December, 1916.

Ad. Loveland  
W. H. G. Hinton  
Stuart R. H. Hinton  
Commissioners.