

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

Application No. 354.

In the matter of the application of SOUTHERN PACIFIC COMPANY for permission to construct a spur track at grade across Seventh Street, City of Berkeley, Alameda County, California.

Decision No. 408

ORDER

By the Commission.

SOUTHERN PACIFIC COMPANY, a corporation, having on January 11, 1913, filed with the Commission an application for permission to construct a spur track at grade across Seventh Street, 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 the necessary franchise or permit from the City Council of Berkeley, California, to construct said track across said street at grade, and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said 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 a spur track at grade across Seventh Street, City of Berkeley, Alameda County, California, on the south side of Snyder Avenue, to serve the property of Stauffer Chemical Company, 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 its maintenance hereafter 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 of not less than twenty-four (24) feet and shall be ballasted with first-class stone or gravel ballast to a depth of not less than six (6) inches.

(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 15th day of January, 1913.

John M. Cashman

H. J. Loveland

Alex Gordon

Max Thelen

Edwin O. Edgerton

Commissioners.