

ORIGINAL

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

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of )  
 the COUNTY OF ALAMEDA for an order )  
 directing that County Road No. 4201 )  
 in Washington Road District, Washing- )  
 ton Township, Alameda County, Cali- ) Application No. 3221.  
 fornia, be extended at grade across )  
 the railroad tracks of the San Jose )  
 Branch of the Central Pacific Railway. )  
 .....

W. H. L. Hynes for Applicant.  
 George D. Squires for Southern  
 Pacific Company.

GORDON, Commissioner.

O P I N I O N.

The crossing which Alameda County seeks to open under this application is on the road leading between the Irvington Warm Springs Road and the Mission-San Jose Road, and is known as County Road No. 4201. It has been a public road on both sides of the railroad reservation for a number of years, but the actual crossing over the track has been and is now a private one protected with farm gates. There are some eight or nine families living along this road who have no means of crossing the track except by this crossing, and there is no question but that the Commission should permit it to be opened.

The Commission's Engineering Department reports that the view at the intersections of the road with the track is comparatively open and that no protection is needed other than the usual crossing sign.

I recommend the following form of order:

O R D E R.

Alameda County having applied to the Commission for permission to construct Road No. 4201 at grade over the tracks of the San Jose Branch of the Central Pacific Railway, and a public hearing having been held, ~~and it is hereby ordered~~ <sup>is hereby ordered</sup> ~~that this application should be granted, subject to the usual conditions, viz.:~~ <sup>is hereby ordered</sup> ~~that this application should be granted, subject to the usual conditions, viz.:~~

(1) The entire expense of constructing the crossing shall be borne by applicant. The expense of its maintenance thereafter shall be borne by applicant, except for that portion between the rails and two(2) feet outside thereof which shall be borne by the Central Pacific Railway.

(2) Said crossing shall be constructed of a width and type to conform to that portion of the road ~~now graded~~ 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 19th day of November, 1917.

Max Shelton  
W. H. Loveland  
Edwin O. Edgerton

Commissioners.