

ORIGINAL

Decision No. 5626

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
SOUTHERN PACIFIC COMPANY for an order)
authorizing the extension of a side)
track at grade across Margaret Street,)
in the City of San Jose, County of)
Santa Clara, State of California.)

Application No. 3973.

By the Commission.

O R D E R

SOUTHERN PACIFIC COMPANY, a corporation, having on July 23, 1918, filed with the Commission an application for permission to construct an extension of a side track at grade across Margaret Street, in the City of San Jose, County of Santa Clara, State of 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 City Council of the City of San Jose has granted its permission for the construction of the above track; and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said street, 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 an extension of a side track at grade across Margaret Street, in the City of San Jose, County of Santa Clara, State of California, described as follows:

Commencing at a point in the northerly line of Margaret Street which is six (6) feet distant measured easterly at right angles from the center line of the main track of the railroad of the Southern Paci-

fic Company between San Francisco and Santa Barbara at Engineer Station 83 plus 94.2, thence in a southeasterly direction a distance of 60 feet more or less to a point in the southerly line of Margaret Street which is distant 12 feet more or less measured at right angles from said center line at Engineer Station 84 plus 54.2.

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 to conform to that portion of the street to be crossed 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 26th day of July, 1918.

E. W. Edgert
A. W. [unclear]
A. J. [unclear]

Commissioners.