

Decision No. 5637.

**ORIGINAL**

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. 3974.

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 necessary construction to be made; 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 certain conditions hereinafter specified;

IT IS HEREBY ORDERED, That permission be and the same hereby is granted the 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 southerly line of Margaret Street, which is 15 ft. measured southerly and at right angles from the main line of the railroad of the Southern Pacific Company between San Francisco and Santa Barbara at Engineer Station 84 plus

54.2, thence in a northwesterly direction on a curve to the right a distance of 60 ft. more or less to a point in the northerly line of Margaret Street which is 14.5 ft. more or less measured at right angles from the center line of said main line at Engineer Station 83 plus 94.2.

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 26 day  
of July, 1918.

Edwin A. Edgerton  
Alfred L. Leland  
Alfred L. Leland

Commissioners.