

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of SAN FRANCISCO-
OAKLAND TERMINAL RAILWAYS for permission to con-
struct a spur track at grade across Filbert Street,
City of Oakland, Alameda County, California.
.....

Application 490.

O R D E R

By the Commission.

SAN FRANCISCO-OAKLAND TERMINAL RAILWAYS, a corporation,

having on April 8, 1913, filed with the Commission an application for permission to construct a spur track at grade across Filbert Street at its intersection with Twenty-second Street, City of Oakland, 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 permit or franchise (see Exhibit attached to Application No. 491) to construct said spur track at grade across Filbert Street; 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 San Francisco-Oakland Terminal Railways to construct a spur track at grade across Filbert Street at its intersection with Twenty-second Street, City of Oakland, Alameda County, California, on the north side of its main line, to serve private property in Block No. 430 of said City, as shown by the map attached to the application, subject to the following conditions, viz.:

- (1) The entire expense of constructing said crossing together with the cost of 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 (parallel with the track) of not less than forty (40) feet, with grades of approach not exceeding four (4) per cent, and

shall be ballasted to a depth of not less than six (6) inches with stone or gravel ballast or paved of the same material with which Twenty-second Street is now paved, and otherwise constructed to conform to the specifications contained or referred to in said franchise from the City of Oakland.

(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 10th day of April, 1913.

John W. Ashburn
W. L. ...
Max Thelen

Commissioners.