Decision No. 6620.

ORIGINAL

BEFORE THE RAILFOAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of THE OAKIAND ANTIOCH & EASTERN RAIL-WAY, a corporation, for permission to construct a highway grade crossing with a connecting track west of the Town of Bay Point, County of Contra Costa, State of California.

Application No. 4792.

By the Commission.

## ORDER

THE CAKTAND, ANTIOCE & HASTERN RATIWAY, a corporation, having on July 29, 1919, filed an application with the Commission for permission to construct a connecting track crossing the County Read leading from Concord to Bay Point at grade, said track to connect the main line of the Cakland, Antioch & Hastern Railway with the branch line of the Bay Point & Clayton Railroad, being located west of the Town of Bay Point, County of Contra Costa, State of California, as shown by the map attached to the application; it appearing to the Commission that this is not a case in which a public hearing is necessary; that the Board of Supervisors of Contra Costa County 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 road, and that this application should be granted subject to the conditions hereinafter specified;

IT IS HEREBY ORDERED, That permission be and the same

is hereby granted THE OAKIAND, ANTIOCH & EASTERN RAIDWAY to construct a connecting track crossing the County Road leading from Concord to Bay Point at grade, said track to connect the main line of the Oakland, Antioch & Eastern Railway with the branch line of the Bay Point & Clayton Railroad, being located west of the Town of Bay Point, County of Contra Costa, State of California, 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 of construction to conform to that portion of the road to be crossed now graded, with grades of approach not exceeding two (2) 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.
- 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 section.

Dated at San Francisco, California, this  $29^{\frac{7}{4}}$  day of August, 1919.

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Commissioners.