

Decision No. 6663.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
the OAKLAND, ANTIOCH & EASTERN RAIL-)
WAY, a corporation, for permission)
to construct a spur on Shafter Ave-) Application No. 4900.
nue crossing 41st Street, at grade,)
in the City of Oakland, County of)
Alameda, State of California.)

By the Commission.

O R D E R

OAKLAND, ANTIOCH AND EASTERN RAILWAY, a corporation, having on August 28, 1919, filed an application with the Commission for permission to construct a spur track on Shafter Avenue crossing 41st Street, at grade, in the City of Oakland, County of Alameda, State of California, as shown by the map attached to the application; and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the City of Oakland has granted its permission for the construction of said crossing at grade; and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said avenue and street, 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 OAKLAND, ANTIOCH AND EASTERN RAILWAY to construct a spur track on Shafter Avenue crossing 41st Street, at grade, in the City of Oakland, County of Alameda, 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 those portions of the avenue and street to be crossed, 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 13th day
September
of ~~August~~, 1919.

Edwin O. Egerton
H. A. Leonard
Frank P. Eolin
H. A. Brundage
Irving Martin
Commissioners.