Decision No. 6696.

BEFORE THE RAIDROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of application of DIRECTOR GENERAL OF RAILROADS, SOUTHERN PACIFIC RAILROAD. for an order authorizing the construction of a spur track at grade across Church Street in the City of Stockton. County of San Joaquin, State of California.

Application No. 4977.

By the Commission.

ORDER

DIRECTOR GENERAL OF RAILROADS, SOUTHERN PACIFIC RAILROAD, having on September 19, 1919, filed an application with the Commission for permission to construct a spur track at grade across Church Street in the City of Stockton, County of San Joaquin, 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 Stockton 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 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 DIRECTOR GENERAL OF RAILROADS, SOUTHERN PACIFIC RAILROAD, to construct a spur track at grade across Church Street in the City of Stockton, County of San Josquin, State of California,

described as follows:

BEGINNING for the center line thereof at a point 4.7 feet westerly from the center line of the present existing spur, and in the northerly line of Church Street, said point being located 105 fest distant easterly from the easterly line of Stockton Street; thence southerly across Church Street 60.7 feet to the south line of said Street.

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 of construction 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.
- 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.

October, 1919.

Dated at San Francisco, California, this 1 and day of Soptomber, 1919.

Commissioners.