

Decision No. 7464

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of the Application of Southern Pacific Company for permission to construct a spur track, at grade, in Weber Avenue and across Lincoln Street in the City of Stockton, San Joaquin County, California.

Application No. 5556.

By the Commission.

O R D E R

Southern Pacific Company, a corporation, having, on April 13, 1920, filed with the Commission an application for permission to construct a spur track, at grade, in Weber Avenue and across Lincoln Street, in the City of Stockton, San Joaquin 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 the necessary franchise or permit has been granted by the City Council of Stockton 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 streets, and that this application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, That permission be hereby granted Southern Pacific Company, a corporation, to construct a spur track at grade in Weber Avenue and across Lincoln Street in the City of Stockton, San Joaquin County, California, described as follows:

"Commencing at a point in the center of the main track of the Southern Pacific Company as it now exists on Weber Avenue in the City of Stockton, California, said point being 158 feet more or less westerly from the westerly line of Van Buren Street; thence westerly along Weber Ave. with a switch and turnout to the right at an angle of $8^{\circ} 10'$ with said main track a distance of 70.0 feet; thence on curve to the right whose radius is 458.60 feet, a distance of 50.0 feet to a point, said point being distant 15.56 feet at right angles northerly from the main track; thence in a straight line tangent to the aforesaid curve a distance of 54.54 feet, to a point; thence on a curve to the left whose radius is 458.60 feet a distance of 115.33 feet to a point, said point being distant 38.60 feet at right angles northerly from the said main line; thence westerly in a straight line tangent to the last mentioned curve and parallel with the northerly line of Weber Ave. a distance of 115.13 feet to the end."

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 those portions of Weber Avenue and Lincoln Street 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 crossings 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 21st day
of April, 1920.

Edwin C. Edgerton

Frank R. Doolin

H. B. Brundage

Commissioners.