

Decision No. 9194.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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ORIGINAL

In the Matter of the Application of
the Western Pacific Railroad Company
for permission to cross certain tracks
of Southern Pacific Company, The
Atchison, Topeka & Santa Fe Railway
Company, at grade, also to cross Illinois
Street, a public street, in the City and
County of San Francisco, at grade.)

Application No. 6819.

By the Commission:

O R D E R

Western Pacific Railroad Company, a corporation, having on May 10, 1921, filed with the Commission an application for permission to cross at grade certain tracks of Southern Pacific Company and The Atchison, Topeka and Santa Fe Railway Company in Illinois Street, also to cross Illinois Street, in the City and County of San Francisco, California, as hereinafter indicated, and it appearing to the Commission that this is not a case in which a public hearing is necessary; that said Southern Pacific Company and The Atchison, Topeka and Santa Fe Railway Company will not oppose the granting of this application; that the necessary franchise or permit has been granted by the City and County of San Francisco 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 either said tracks or said Illinois Street and that this application should be granted subject to the conditions hereinafter specified.

IT IS HEREBY ORDERED, that permission be hereby granted Western Pacific Railroad Company to cross at grade certain tracks of Southern Pacific Company and The Atchison, Topeka and Santa Fe Railway

Company in Illinois Street between 26th Street and Army Street also
Illinois Street
to cross/at grade in this same location in the City and County of
San Francisco, California, described as follows:

" Commencing at a point on The Western Pacific Railroad Company's present connecting track between the main freight line tracks of The Western Pacific Railroad Company and the joint tracks of the Southern Pacific Company and The Atchison, Topeka and Santa Fe Railway Company on Illinois Street in the City and County of San Francisco, State of California; said point of commencement being 25 feet Southerly and 12 feet Westerly of the Northwest corner of said Illinois Street and Twenty Fifth Street; thence Southwesterly diagonally across said Illinois Street and across the joint tracks of the Southern Pacific Company and The Atchison, Topeka and Santa Fe Railway Company, a distance of 325 feet to a point; thence Southwesterly on a 24 degree curve to the right, a distance of 60 feet to a point on the Westerly line of said Illinois Street, 60 feet distant, measured Northerly along said Westerly line of Illinois Street from the Northerly line of Army Street; thence continuing on said curve across private property at the Northwest corner of said Illinois Street, and said Army Street a distance of 75 feet to a point 40 feet distant, measured Westerly along said North line of Army Street from the Westerly line of Illinois Street; thence continuing Southwesterly on said curve across said Army Street, a distance of 110 feet to a point on the South line of said Army Street 75 feet distant, measured Easterly along the Southerly line of said Army Street from the Easterly line of Third or Kentucky Street, 15 feet distant, measured Southerly along the said Easterly line of Third or Kentucky Street from the Southerly line of Army Street; thence Westerly continuing on said curve, a distance of 20 feet to a connection with the present track of the Ocean Shore Railroad Company on said Third or Kentucky Street."

All of the above as shown by the map attached to the application, said crossings to be constructed subject to the following conditions viz:-

(1) The entire expense of constructing the crossings, together with the cost of their maintenance thereafter in good and first-class condition for the safe and convenient use of the public shall be borne by applicant.

(2) Applicant shall, within six (6) months from the date of this order file with this Commission copy of agreement to be entered into between it and Southern Pacific Company and The Atchison, Topeka and Santa Fe Railway Company covering the construction, maintenance and operation of said crossing of track, or tracks, of applicant with those of said Southern Pacific Company and Atchison, Topeka and Santa

Fe Railway Company.

(3) Said crossing of Illinois Street shall be constructed of a width and type of construction to conform to that portion of Illinois Street now graded; 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.

(4) The crossing of said tracks shall be protected by a suitable device, the plans for which shall be submitted to and have the approval of this Commission.

(5) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossings.

(6) The authorization herein granted for the installation of said crossings shall lapse and become void one year from the date of this order unless further time is granted by subsequent order.

(7) 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 30th day of June, 1921.

H. B. Bondage
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Commissioners.