

Decision No. 28542.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of the State of California, on relation of the Department of Public Works, for an order authorizing the relocation of certain tracks and the installation of certain crossings at grade of city streets and the tracks of The Western Pacific Railroad, in the vicinity of East 12th Street, in the City of Oakland, Alameda County, California.

Application No. 20269.

ORIGINAL

BY THE COMMISSION:

FIRST SUPPLEMENTAL ORDER

On December 9, 1935, the Commission made its Decision No. 28439 in the above entitled application, authorizing applicant and The Western Pacific Railroad Company to construct crossings at grade of said railroad's main line track with certain streets in the City of Oakland, condition (3) of which Order specified that said crossings be constructed with grades of approach not exceeding 2%.

Applicant now states that said approach grades are not practicable at all crossings and requests a modification of this condition.

This is a matter in which a public hearing is not necessary and said request being reasonable,

IT IS HEREBY ORDERED that Condition (3) of Decision No. 28439 be modified to read as follows:

- (3) Said identified crossings shall be constructed equal or superior to the type shown as Standard No. 3 in our General Order No. 72, and shall be constructed of a width to conform to those portions of said avenues now graded, with the tops of rails flush with the roadway and with grades of approach not exceeding those set forth below:

19th Avenue - Crossing No. 4-8.6 ...	4.00 per cent
22nd Avenue - Crossing No. 4-8.8 ...	2.03 per cent
23rd Avenue - Crossing No. 4-8.9 ...	2.00 per cent
29th Avenue - Crossing No. 4-9.4 ...	6.05 per cent

In all other respects Decision No. 28439 shall remain
in full force and effect.

Dated at San Francisco, California, this 1st day
of February, 1936.

M. B. Harris

M. A. Quinn

W. H. ...

Frank R. Deane

Commissioners.