

Decision No. 31459.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of Application of SOUTHERN )  
PACIFIC COMPANY for an order authorizing )  
the construction at grade of a spur track ) Application No. 22329.  
along and across Cedar Street and along )  
8th Street, in the City of Oakland, County )  
of Alameda, State of California. )

BY THE COMMISSION:

O R D E R

Southern Pacific Company is authorized to construct a spur track at grade across Cedar Street and 8th Street in the City of Oakland, Alameda County, at the location described in the application. The crossing of 8th Street shall be identified as a portion of Crossing No. A-5.44-C. Applicant shall bear entire construction and maintenance expense. Construction of the crossing of 8th Street shall be equal or superior to Standard No. 2 of G. O. No. 72 without superelevation and of a width to conform to the portion of the street now graded, with tops of rails flush with roadway, and with grades of approach not exceeding three per cent.

This order is made upon the express condition that Cedar Street is not actually open to travel at the point of crossing and this order shall not be deemed an authorization of the construction of an opening of said street to public use over said spur track. Said track shall be so constructed that grades of approach not exceeding four (4) per cent will be feasible in the event that the construction of an opening of Cedar Street over said track shall hereinafter be authorized and so that said grade crossing may be made safe for the passage of vehicles and other road traffic.

Within thirty days after completion pursuant to this order, applicant shall so advise the Commission in writing. This authorization shall become void if not exercised within one year, unless time be extended, or if above conditions are not complied with. Authorization may be revoked or modified if public convenience, necessity or safety so require. This order shall be effective immediately.

Dated at San Francisco, California, this 10<sup>th</sup> day of November, 1938.

Raymond A. B. B. B.  
Leon A. B. B.  
Frank A. B. B.  
Chas. A. B. B.  
Commissioners.