

Decision No. 31873

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of Application of SOUTHERN PACIFIC COMPANY)
and THE ATCHISON, TOPEKA AND SANTA FE RAILWAY COMPANY)
for an order authorizing construction at grade of a spur)
track and a cross-over track across the intersection of)
Illinois and Army Streets, in the City and County of San)
Francisco, State of California.)

ORIGINAL
Application
No. 22476

BY THE COMMISSION:

FIRST SUPPLEMENTAL ORDER

Southern Pacific Company and The Atchison, Topeka and Santa Fe Railway Company, applicants herein, on April 29, 1939, filed an Amended Application asking that Decision No. 31873, dated March 27, 1939, be amended in so far as the spur track authorized therein is concerned.

It appears that this request is reasonable and should be granted, therefore

IT IS HEREBY ORDERED that Decision No. 31873 be amended to read:

"Southern Pacific Company and The Atchison, Topeka and Santa Fe Railway Company are authorized to construct a spur track and a cross-over track across the intersection of Illinois and Army Streets, in the City and County of San Francisco, the location of the spur track to be as described in the Amended Application, filed April 29, 1939, and the location of the cross-over track to be as described in the Application filed December 31, 1938. Side clearance of said spur track shall be not less than 7'5" from the westerly line of Illinois Street. Applicants shall bear entire construction and maintenance expense.

"This Order is made upon the express condition that said streets are not now actually constructed and open to travel at the point of crossing and the order shall not be deemed as an authorization for the construction of an opening of said streets to public use across said tracks. Said tracks shall be so constructed that grades of approach not exceeding four per cent shall be feasible in the event that the construction of said streets across said tracks shall hereinafter be authorized.

"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 6th
day of June, 1939.

Raymond A. B. Ford
Frederic P. DeWitt
Ray A. Riley
H. B. [unclear]
Justus J. Cramer
Commissioners