

Decision No. 33831

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of THE)
 WESTERN PACIFIC RAILROAD COMPANY for per-)
 mission to construct, maintain and oper-)
 ate a track at grade across the southerly) Application
 part of Lindsay Street between Lincoln) No. 23845
 Street and Monroe Street, in the City of)
 Stockton, County of San Joaquin, State of)
 California,)

ORIGINAL

BY THE COMMISSION:

FIRST SUPPLEMENTAL ORDER

In Decision No. 33723 in the above-entitled application The Western Pacific Railroad Company was authorized to construct a spur track at grade across a portion of Lindsay Street in the City of Stockton, certain provisions of the order being based on a statement in the application which indicated that the street was open and traveled at the point of crossing. It now appears that said Lindsay Street is not traveled at the point of crossing and that these provisions should be modified, therefore

IT IS HEREBY ORDERED:

I. That the following condition appearing in Decision No. 33723 is hereby deleted:

"Construction 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 two per cent. Protection shall be by one Standard No. 1 crossing sign (G. O. No. 75-B)."

II. That the following condition be added to said order:

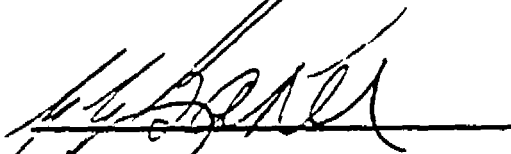
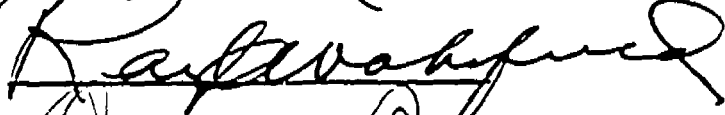
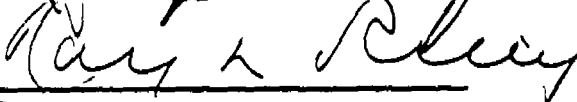
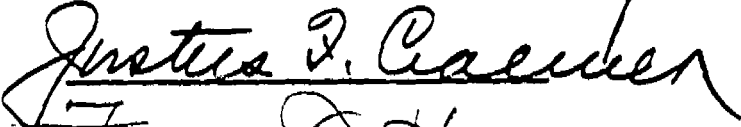

This order is made upon the express condition that Lindsay Street is not now actually constructed and open to travel at the point of crossing and this order shall not be deemed an authorization for the construction of an opening of said street to public use across said spur track. Said track shall be so constructed that grades of approach not exceeding two (2) per cent will

be feasible in the event that the construction of an opening of Lindsay Street across said spur track shall hereinafter be authorized and so that said grade crossing may be made safe for the passage thereover of vehicles and other road traffic.

In all other respects Decision No. 33723 is in full force and effect.

This order shall be effective immediately.

Dated at San Francisco, California, this 21st day of January, 1941.






Commissioners