

**ORIGINAL**Decision No. 36925

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

|  |   |             |
|--|---|-------------|
| In the Matter of Application of Southern Pacific   | ) |             |
| Company for an order authorizing the construction  | ) | Application |
| at grade of spur track across 7th and 5th Streets, | ) | No. 26018   |
| in the City of Oakland, County of Alameda, State   | ) |             |
| of California.                                     | ) |             |

BY THE COMMISSION:

ORDER

Southern Pacific Company is authorized to construct a spur track at grade across 7th and 5th Streets in Oakland, Alameda County, at the locations described in the application, to be identified as Crossings No. A-5.58-C and No. A-5.63-C, respectively. Applicant shall bear entire construction and maintenance expense. Construction of said crossings shall be equal or superior to Standard No. 2 of G. O. No. 72, without super-elevation 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 one per cent. Protection shall be by two Standard No. 1 crossing signs (G. O. No. 75-B) at each crossing.

No train, motor, engine or car shall enter upon said crossing at a speed greater than ten (10) miles per hour and unless traffic on the highway be protected by a member of the train crew or other competent employee acting as flagman. After having entered upon the crossing, it shall be cleared as quickly as is practicable.

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 17<sup>th</sup> day  
of March, 1944.

Richard L. Lusk  
Justin F. Currier  
Frank R. Havenner  
Samuel D. Brown  
Irving H. Lawrence  
COMMISSIONERS