Decision No. 39050

ORIGINAL

BEFORE THE RAILROAD COLMISSION OF THE STATE OF CALIFORNIA

In the matter of application of SOUTHERN PACIFIC COMPANY for an order authorizing the construction at grade of railroad industrial spur track upon and along Fruit- ) Application No. 27549 vale Avenue and upon and across Alameda Avenue, in the City of Oakland, County of ) Alameda, State of California.

## ORDER

SOUTHERN PACIFIC COMPANY is authorized to construct a spur track at grade across Alameda Avenue in Oakland, Alameda County, at the location described in the application, to be identified as a portion of Crossing No. D-11.43-C. No crossing with Fruitvale Avenue is involved. Applicant shall bear entire construction and maintenance expense. Construction of said crossing 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 one per cent. Protection shall be by one additional Standard No. 1 crossing sign (G. O. No. 75-B).

Nothing in this order shall be construed as authorizing the construction of a track in any manner contrary to our General Ordor No. 26-C.

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 Jan Trancisio

COMMISSIONERS