

ORIGINAL

Decision No. 41041

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 THE OAKLAND TERMINAL RAILWAY for)
 permission to construct, maintain)
 and operate a single track railroad)
 spur track at grade on and across)
 26th Street and across Magnolia Street)
 in the City of Oakland, County of)
 Alameda, State of California, to serve)
 Kraft Foods Co.)

Application No: 28938

ORDER

The Oakland Terminal Railway is authorized to construct a spur track at grade across Magnolia Street and a portion of 26th Street in Oakland, Alameda County, at the location described in the application, to be identified as a portion of Crossing No. 16B-4.25-C. 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 super-elevation and of a width to conform to the portion of the streets now graded, with tops of rails flush with roadway and with grades of approach not exceeding two per cent. Protection shall be by Standard crossing signs (G.O. No. 75-B). Upon completion crossing No. 16B-4.27-C of a portion of 26th Street shall be removed.

Inasmuch as the purpose of Section 2-C of G.O. 26-C has been otherwise provided for and the consent of the pole-using companies obtained, the provisions of this section are waived in so far as this specific track is in violation thereof.

Within thirty days after completion pursuant to this order, applicants 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 on the date hereof.

Dated at San Francisco, California, this 17th day of December, 1947.

Harold P. Auld
Justice J. Cooper
W. H. Howell
R. J. [unclear]

COMMISSIONERS