

Decision No. 45873

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of application of SOUTHERN)
 PACIFIC COMPANY for an order authorizing)
 the construction at grade of industrial)
 spur track across 46th Avenue in the) Application No. 32514
 City of Oakland, County of Alameda, State)
 of California.)

ORDER

Southern Pacific Company is authorized to construct a spur track at grade across 46th Avenue in Oakland, Alameda County, at the location described in the application. Applicant shall bear entire construction and maintenance expense.

It is alleged that 46th Street is not at present open to public use and travel, and this order is not to be deemed authority for such opening.

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.

Applicant states that the industry to be served has contracts with the Government, fulfillment of which requires immediate construction of the track. For this reason the effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 26th
 day of June, 1951.

R. J. Dineen
Justus F. Cramer
Harold P. Hill
Kenneth L. Gattis
John L. Mitchell
 COMMISSIONERS