

**ORIGINAL**Decision No. 53801

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 THE WESTERN PACIFIC RAILROAD COMPANY )  
 and THE OAKLAND TERMINAL RAILWAY for )  
 authority to construct a line of )  
 railroad along Union Street, crossing )  
 Twelfth, Tenth, Eighth, Seventh and )  
 Fifth Streets, and across Third, )  
 Union and Magnolia Streets and across )  
 the Twelfth Street line of Key System )  
 Transit Lines, all in the City of )  
 Oakland, County of Alameda, State of )  
 California. )

Application No. 38249

ORDER

The Western Pacific Railroad Company and The Oakland Terminal Railway are authorized to construct a line of railroad along Union Street, crossing Twelfth, Tenth, Eighth, Seventh, and Fifth Streets and across Third, Union and Magnolia Streets and across the Twelfth Street line of Key System Transit Lines in the City of Oakland, Alameda County, to be identified as shown in the following tabulation. Construction of said crossings shall be equal or superior to Standard No. 2 of General Order No. 72 and of a width to conform to the portion of the streets now graded with tops of rails flush with the roadway and with grades of approach as indicated in the application. Protection at the crossings shall be as indicated in the tabulation.

<u>Assigned Crossing Number</u>	<u>Name of Street</u>	<u>Protection</u>
16B-0.41	Twelfth Street	2 Std. No. 8 flashing light signals
16B-0.30	Tenth Street	" " " " " "
16B-0.01	Fifth Street	" " " " " "

<u>Assigned Crossing Number</u>	<u>Name of Street</u>	<u>Protection</u>
16B-0.10	Seventh Street	Track actuated vehicular signals
16B-0.17	Eighth Street	" " " "

<u>A Portion of Crossing Number</u>	<u>Name of Street</u>	<u>Protection</u>
4-6.22-C	Magnolia Street	2 Std. No. 1 crossing signs
4-6.28-C	Union Street	" " " " " "
4-6.44-C	Third Street	" " " " " "

Interlocking plans for the crossing of the Key System Transit Lines' 12th Street Line between Union and Poplar Streets shall be presented in accordance with Section 1 of General Order No. 33-B.

Construction and maintenance expense shall be apportioned by an agreement to be entered into between the parties relative thereto and if they fail to agree, by further order of the Commission.

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.

Applicants allege that in accordance with an Interstate Commerce Commission decision, construction work along Union Street must be started by October 1, 1956.

Consequently, the effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 25<sup>th</sup> day of SEPTEMBER, 1956.

*[Handwritten Signature]*  
 \_\_\_\_\_  
 President  
*[Handwritten Signature]*  
 \_\_\_\_\_  
 Commissioner  
*[Handwritten Signature]*  
 \_\_\_\_\_  
 Commissioner