

In the matter of the application of
Southern Pacific Company, a corpore-
tion, for an order authorizing re-
location of a sidetrack across a
county road in the town of Durham,
Butte county, California.
.....

Application No. 194.

ORDER

By the Commission.

Southern Pacific Company, a corporation, having on the 20th day of August, 1912, filed with the Commission its application for permission to relocate a sidetrack across a county road in the town of Durham, Butte county, California, as hereinafter indicated; and it appearing to the Commission that this is not a case in which a public hearing is necessary, that it is not reasonable nor practicable to avoid a grade crossing at the proposed point of crossing, and it further appearing that said application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED that permission be hereby granted to Southern Pacific Company to relocate its sidetrack at grade across the county road in the town of Durham, Butte county, California, as shown by the map attached to the application; said sidetrack to be moved westerly from the position which it now occupies across said county road a distance of about fifteen (15) feet; same to be constructed subject to the following conditions, viz.:

(1) The entire expense of relocating said sidetrack and the maintenance of the crossing hereafter in good and first-class condition for the safe and convenient use of the public shall be borne by Southern Pacific Company.

(2) The crossing shall be ballasted with first-class gravel or stone ballast and provided with the necessary plank or guard rails and otherwise constructed of sufficient gradient and length

to accommodate the safe passage of vehicles and other road traffic.

(3) The Commission reserves the right to make such further orders relative to the location, construction, operation, maintenance and protection of said crossing as to it may seem right and proper, and to revoke its permission if, in its judgment, the public convenience and necessity demand such action.

Dated at San Francisco, California, this 27th day of August, 1912.

H. D. Loveland

W. H. Gordon

Max Thelen

Commissioners.