

In the matter of the application of)
SOUTHERN PACIFIC COMPANY for per-)
mission to construct a spur track and)
to relocate a spur track, both at)
grade, across a county road at Atwater,)
Merced County, California.)
.....)

Application No. 1827.

By the Commission,

O R D E R.

SOUTHERN PACIFIC COMPANY, a corporation, having on August 6, 1915, filed with the Commission an application for permission to construct a spur track and to relocate a spur track, both at grade, across a county road at Atwater, Merced 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 Atwater is not an incorporated town or city, hence no franchise or permit is necessary for these crossings at grade, and it further appearing that it is not reasonable nor practicable to avoid said crossings at grade, and that this application should be granted, subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, That permission be hereby granted at grade Southern Pacific Company to construct a spur track/and to relocate a spur track at grade, across a county road, at Atwater, Merced County, California, on the north side of its main line track, as shown by the map attached to the application; said spur track to be constructed subject to the following conditions, viz.:-

- (1) The entire expense of constructing the crossings, together with the cost of their maintenance thereafter in good and first-class condition for the safe and convenient use of the public shall be borne by applicant.

(2) Said crossings shall be constructed of a width and type of construction to conform to that portion of the county road now graded, with grades of approach not exceeding four (4) per cent; shall be protected by a suitable crossing sign, and shall in every way be made safe and convenient for the passage thereover 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 crossings 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 12th day of August, 1915.

Max Shelen

Al Gordon

Frank Decker

Commissioners.