

Decision No. ✓_____.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

Decision No. 3050

In the matter of the application of
the COUNTY OF SUTTER for permission
to construct a public highway over
the tracks of the Southern Pacific
Company near Live Oak, Sutter County,
California.
.....

Application No. 2039.

By the Commission.

O R D E R

COUNTY OF SUTTER, having on January 5, 1916 filed with the Commission its application for permission to construct a public highway over the tracks of the Southern Pacific Company about one-fourth of a mile south of Live Oak, Sutter 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 the necessary permission for the construction of this crossing at grade has been granted by the Southern Pacific Company; and it further appearing that this is a relocation of an existing crossing, and that it is not reasonable nor practicable to avoid a grade crossing with the tracks of the Southern Pacific Company at this point, and that this application should be granted subject to the conditions hereinafter specified;

IT IS HEREBY ORDERED, That permission be granted Sutter County, California to construct a public highway at grade across the tracks of the Southern Pacific Company about one-fourth of a mile south of Live Oak, as shown by the map attached to the application, and subject to the following conditions, viz:

- (1) The entire expense of constructing this crossing at grade shall be borne by the applicant.
- (2) The expense of maintaining said crossing there-

after in good and first-class condition for the safe and convenient use of the public up to within two (2) feet of the tracks of the Southern Pacific Company, shall be borne by applicant.

(3) The Southern Pacific Company shall maintain said crossing across its tracks and to a distance of two (2) feet on the outside thereof.

(4) Said crossing shall be constructed of a width not less than twenty-four (24) feet, with grades of approach not exceeding four (4) per cent, and shall be protected by a suitable crossing sign, and shall in every way be made safe for the passage thereover of vehicles and other road traffic.

(5) The present public highway crossing immediately south of the proposed crossing shall be legally closed and abandoned as a public highway crossing.

(6) 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 19th day of January, 1916.

H. B. Howard
Chas. J. ...
Frank R. ...
Commissioners.