

Decision No. 3301

ORIGINAL

In the matter of the application of COLUSA COUNTY for permission to construct a public highway at grade across the track of Southern Pacific Company, in Colusa County, California.
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Application No. 2045.

J. W. Kaerth for applicant

Geo. D. Squires for Southern Pacific Company.

GORDON, Commissioner,

O P I N I O N.

This application was made under the terms of Section 2694 of the Political Code, and a hearing was held on February 23d, in the offices of the Board of Supervisors, at Colusa, as provided by law. There were no witnesses present at the hearing to testify as to the need of this road and it developed that possibly a road one-half mile north would be preferable to the one under consideration. The County of Colusa, under date of March 30, advised the Commission that the persons interested are getting up a new petition so it seems this application should be dismissed.

I recommend the following form of order:

O R D E R

COLUSA COUNTY, California, having applied to the Commission for permission to construct a public highway crossing at grade across the tracks of Southern Pacific Company and a public hearing having been held, and it appearing that a crossing in another location may better serve public convenience than the crossing applied for, and the County of Colusa having advised the Commission that a petition will be filed with it for this crossing,

IT IS HEREBY ORDERED, That this application be and the same hereby is dismissed without prejudice.

The foregoing opinion and order are hereby approved
and ordered filed as the opinion and order of the Railroad
Commission of the State of California.

Dated at San Francisco, California, this 1st day of
May, 1916.

Max Thelen

H. J. Howard

W. J. Gordon

Edwin O. Edgerton

Stanley DeWitt

Commissioners.