

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of SOUTHERN PACIFIC COMPANY for permission to construct spur tracks at grade across "D", "C" and "B" Streets, in the City of Modesto, Stanislaus County, California.
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ORIGINAL

Application No. 2282.

By the Commission,

ORDER

SOUTHERN PACIFIC COMPANY, a corporation, having on May 16, 1916, filed with the Commission an application for permission to construct spur tracks at grade across "D", "C" and "B" Streets, in the City of Modesto, Stanislaus 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 franchise or permit has been granted by the City Council of the City of Modesto for the construction of said crossings at grade, and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said "D", "C" and "B" Streets, and that this application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, That permission be hereby granted Southern Pacific Company to construct spur tracks at grade across "D", "C" and "B" Streets, in the City of Modesto, Stanislaus County, California, described as follows:

"(1) Commencing for a beginning at a point in the northwesterly line of "D" St., for a spur track leading to the left from a point 90 ft. northwesterly of the northwesterly line of "D" St. and on the now existing spur which lies along 8th St., thence from said point in the north line of "D" St. and describing the center line of said new track 80 ft. across "D" St. and thence continuing along 8th on a line 6.2 ft. southwesterly thereof and parallel to the northwesterly line of 8th St. a distance of 90 ft.

"(2) Commencing for a description of the center line at a point in the present track on 8th St. 95 ft. east of the southerly line of "D" St. produced; thence with a switch leading to the right and southerly end with a curve to a point at right angles southwesterly 52 ft. from the present track and thence parallel with said existing track 630 ft.; thence with a curve to the left (radius 383.07 ft) and across "B" St. 272 ft. to the southeasterly line of "B" St."

All of the above as shown by the map attached to the application; said crossings 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 those portions of "D", "C" and "B" Streets now graded, with grades of approach not exceeding four (4) per cent; shall be protected by suitable crossing signs, and shall in every way be made safe 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 24th day of May, 1916.

Max Thelen

H. H. Howard

Frank R. Debnar

Commissioners.