

ORIGINAL

Decision No. 3502.

Decision No. \_\_\_\_\_.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of )  
TIDEWATER SOUTHERN RAILWAY COMPANY )  
for permission to construct its )  
tracks at grade across eleven county )  
roads and one state highway in )  
Stanislaus County, California. )  
..... )

Application No. 2306.

By the Commission.

O R D E R

TIDEWATER SOUTHERN RAILWAY COMPANY, a corporation,  
having on May 25, 1916 filed with the Commission an application  
for permission to construct its tracks at grade across eleven  
county roads and one state highway in Stanislaus County, Cali-  
fornia, as hereinafter indicated; and it appearing to the Com-  
mission that this is not a case in which a public hearing is  
necessary; that the proposed crossings are not within the limits  
of an incorporated town or city and no franchise is needed for  
the construction of said crossings at grade; and it further ap-  
pearing that it is not reasonable nor practicable to avoid  
grade crossings with said county roads and the state highway  
and that this application should be granted subject to the con-  
ditions hereinafter specified;

IT IS HEREBY ORDERED, That permission be hereby granted  
Tidewater Southern Railway Company to construct its tracks at  
grade across the eleven county roads and one state highway in  
Stanislaus County, California, more particularly described as  
follows:

Crossing No. 1. A highway situated along the South Bank of the Tuolumne River in Section 33, Township 3, South, Range 9 East, M. D. B. & M;

Crossing No. 2. A highway running in a general northerly and southerly direction parallel with and on the Easterly side of the main tracks of the Southern Pacific Company and situated in the center of Section 4, Township 4 South, Range 9 East, M. D. B. & M;

Crossing No. 3. A state highway crossing situated near the center of Section 4, Township 4 South, Range 9 East, M. D. B. & M;

Crossing No. 4. A county highway crossing situated between Sections 4 and 9, in Township 4 South, Range 9 East, M. D. B. & M;

Crossing No. 5. A county highway crossing situated between Sections 9 and 16, in Township 4 South, Range 9 East, M. D. B. & M;

Crossing No. 6. A county highway crossing situated between Sections 16 and 21, in Township 4 South, Range 9 East, M. D. B. & M;

Crossing No. 7. A county highway crossing situated between Sections 21 and 28, in Township 4 South, Range 9 East, M. D. B. & M;

Crossing No. 8. A county highway crossing situated between Sections 28 and 33, in Township 4 South, Range 9 East, M. D. B. & M;

Crossing No. 9. A county highway crossing situated between Section 33 in Township 4 South, Range 9 East, and Section 4 in Township 5 South, Range 9 East, all in M. D. B. & M;

Crossing No. 10. A county highway crossing situated between Sections 3 and 10, in Township 5 South, Range 9 East, M. D. B. & M;

Crossing No. 11. A county highway crossing situated between Sections 10 and 15, in Township 5 South, Range 9 East, M. D. B. & M;

Crossing No. 12. A county highway crossing situated between Sections 14 and 23, in Township 5 South, Range 9 East, Mt. Diablo B. & M.

The authority herein given to construct said grade crossings is given upon the following conditions and not otherwise:

(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 the county roads and the state highway 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) Applicant shall, at its own expense, at all crossings remove standing timber and brush, at the intersections of its right of way with the county roads, in a triangle the sides of which shall be 100 feet long and which shall be measured along its right of way and along the line of the highway from the intersection of these lines:

(4) Applicant shall, five (5) months from the date of this order, install crossing gates across the state highway and until such gates are erected all engines, trains, motors, and cars of applicant shall flag across this crossing .

(5) 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 10th day of July, 1916.

Max Shelen  
H. H. Hornland  
Alfred Gordon

Commissioners.