

ORIGINAL

Decision No. 3593

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BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of)
SOUTHERN PACIFIC COMPANY for per-)
mission to construct a spur track at) Application No. 2515.
grade across Cowell Avenue in the)
town of Manteca, San Joaquin County.)
California.)
.....

By the Commission,

O R D E R.

SOUTHERN PACIFIC COMPANY, a corporation, having on August 22, 1916, filed with the Commission an application for permission to construct a spur track at grade across Cowell Avenue, in the town of Manteca, San Joaquin County, California, as herein-after indicated, and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the proposed crossing is not within the limits of an incorporated town or city and no franchise is needed for the construction of said crossing at grade; and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said Cowell Avenue, 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 a spur track at grade across Cowell Avenue in the town of Manteca, San Joaquin County, California, described as follows:

"BEGINNING at a point twenty six (26) feet at right angles southwesterly from the center line of the main track of the Central Pacific Railway, as now existing between Lathrop and Fresno, and opposite Engineer Station 204 plus 56.8; said point being on the westerly line of Cowell Avenue; thence parallel to and twenty six (26) feet distant from the center line of the main track Southeasterly 76.49 feet to the Easterly line of Cowell Avenue."

All of the above as shown by the map attached to the application; said crossing to be constructed subject to the

following conditions, viz:

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

(2) Said crossing shall be constructed of a width and type of construction to conform to that portion of Cowell Avenue 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 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 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 23d
day of August, 1916.

Max Thelen
W. H. McLaughlin
W. E. Gordon
Edwin O. Edgerton
Wm. R. Neely
Commissioners.