

ORIGINAL

Decision No. _____.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the appli-)
cation of SOUTHERN PACIFIC)
COMPANY for permission to)
construct a track at grade)
across a county road at)
Livingston, Merced County,)
California.)
.....

Application No. 2706.

By the Commission.

ORDER

SOUTHERN PACIFIC COMPANY, a corporation, having on January 5, 1917, filed with the Commission an application for permission to construct a track at grade across a county road at Livingston, Merced 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 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 county road; and that this application should be granted subject to the conditions hereinafter specified;

IT IS HEREBY ORDERED, That permission be hereby granted the Southern Pacific Company to construct a track at grade across a county road at Livingston, Merced County, California, described as follows:

"Beginning at a point 26 ft. distant at right angles northeasterly from the center line of the main track of the Central Pacific Railway Company and opposite Engineers Station 2277 and 25.0, said point being in the southeasterly line of a county road; thence northwesterly on a curve to the left, through a #9 switch layout 60 feet to the northeasterly line of said road."

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 the county road 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 8th day of January, 1917.

Max Shellen

W. H. Loveland

Edwin O. Edgerton

Frank R. Gowler

Commissioners.