

Decision No. _____.

ORIGINAL

Decision No. 4120

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of SOUTHERN PACIFIC COMPANY for permission to construct a spur track at grade across Third Street in the City of Hollister, San Benito County, California.)
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Application No. 2768.

By the Commission.

ORDER.

SOUTHERN PACIFIC COMPANY, a corporation, having on February 19, 1917, filed with the Commission an application for permission to construct a spur track at grade across Third Street in the City of Hollister, San Benito 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 of Hollister 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 Third Street, 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 Third Street in the City of Hollister, San Benito County, California, described as follows:

"Commencing at the center line of proposed spur intersecting the northerly line of Third Street at a point 70 feet, more or less, westerly from the westerly line of Salley Street; thence continuing southeasterly along a curve to the left, having a radius of 573.14 feet for a distance of 150 feet, more or less, across

Third and Salley Streets, to private property of the Southern Pacific Railroad Company."

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 Third Street 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 21st day of February, 1917.

Max Shellen

A. D. Ireland

Francis R. Durbin

Commissioners.