

ORIGINAL

Decision No. 4233.

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 passing track )  
at grade across a county )  
road in the Town of Eaglet, )  
San Luis Obispo County, )  
California. )  
..... )

Application No. 2826.

By the Commission.

ORDER

SOUTHERN PACIFIC COMPANY, a corporation, having on April 3, 1917, filed with the Commission an application for permission to construct a passing track at grade across a county road in the Town of Eaglet, San Luis Obispo 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 Southern Pacific Company to construct a passing track at grade across a county road in the Town of Eaglet, San Luis Obispo County, California, described as follows:

"Commencing at a point in the easterly line of the county road in San Luis Obispo County, State of California, said point being distant 13 feet northerly at right angles to the center line of the existing main track of the Southern Pacific Company, at Engineer Station 7777+82; thence in a westerly direction across county road and parallel to said main track a distance of 60 feet, more or less."

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 6th day  
of April, 1917.

Max Thelen  
H. H. Howard  
Chas. Gordon  
Edwin C. Edgerton  
Graus R. Ehrlich

Commissioners.