

Decision No. _____.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

ORIGINAL

In the matter of the application of
SOUTHERN PACIFIC COMPANY for an order
authorizing the construction of three
side tracks at grade across county road
near Tracy in San Joaquin County, State
of California.

Application No. 3262.

Decision No. 4759

By the Commission.

O R D E R.

SOUTHERN PACIFIC COMPANY, a corporation, having on October 10, 1917, filed with the Commission an application for permission to construct three side tracks at grade across county road near Tracy in San Joaquin County, State of 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 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 appearing that it is not reasonable nor practicable to avoid grade crossings 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 three side tracks at grade across county road near Tracy in San Joaquin County, State of California, described as follows:

First - Commencing at a point on the westerly line of the county road 25 feet westerly at right angles from the line common to Sections 28 and 29, T 2S, R 5 E. and 16 feet distant southeasterly at right angles from the center line of the main track of the Central Pacific Railway as now existing between Niles and Tracy, said westerly line or road intersecting said center line of main track at Engineer Station 3328 plus 94.2; running thence northeasterly, parallel to said main track and 16 feet distant from

the center line thereof 55.52 feet to the easterly line of said county road.

Second - Commencing at a point on said westerly line of said county road 29 feet distant southeasterly at right angles from the center line of said main track, running thence northeasterly, parallel to said main track and 29 feet distant from the center line thereof, 55.52 feet to the easterly line of said county road.

Third - Commencing at a point on said westerly line of said county road 42 feet distant southeasterly at right angles from the center line of said main track and 42 feet distant from the center line thereof, 55.52 feet to the easterly line of said county road.

All of the above as shown by the map attached to the application; said crossings to be constructed subject to the following conditions, viz.:

(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 that portion of the county road now graded, with grades of approach not exceeding four (4) per cent; shall be protected by automatic flagmen, and shall in every way be made safe for the passage thereover of vehicles and other road traffic.

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 16th day
of October, 1917.

H. D. Kovaland
Chas. Gordon
Edwin O. Edgerton

Commissioners.