

ORIGINAL

Decision No. 57029

Decision No. \_\_\_\_\_

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of	)	
SOUTHERN PACIFIC COMPANY for an or-	)	
der authorizing the construction of an	)	
industry track at grade across	)	Application No. 3440.
Stanislaus and Merced streets, in the	)	
Town of Newman, Stanislaus County,	)	
California.	)	
.....	)	

By the Commission.

O R D E R.

SOUTHERN PACIFIC COMPANY, a corporation, having on January 9, 1918, filed with the Commission an application for permission to construct a spur track at grade across Stanislaus Street and Merced Street, in the Town of Newman, Stanislaus 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 Town of Newman 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 streets, 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 Stanislaus Street and Merced Street in the Town of Newman, Stanislaus County, California, described as follows:

Beginning at a point 19.5 feet west of the east line of "M" Street and 50 feet, more or less,

south of the south line of Fresno Street, running thence south along "M" Street, parallel and distant 19.5 feet easterly from the east line of said street, crossing Merced and Stanislaus streets, to a point 55 feet, more or less, south of the south line of Stanislaus Street; thence southerly on a curve to the right (458.59 feet) 240.13 feet to a point on the west line of the same, said point being 115 feet, more or less, north of the north line of San Joaquin Street.

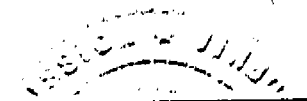
ALL of the above as shown by the map attached to the application; said crossings to be constructed subject to the following conditions, viz.:-

(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 to conform to that portion of the streets to be crossed now graded, with grades of approach not exceeding four (4) per cent; shall be protected by suitable crossing signs 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 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 11<sup>th</sup> day of January, 1918.

  
John W. ...  
Edwin A. ...  
Frank R. ...