

ORIGINAL

Decision No. 5191

DECISION NO. _____.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
SAN JOAQUIN COUNTY for permission)
to cross the right of way of the)
Southern Pacific Railway Company by)
a public highway.)

APPLICATION NO. 4035.

By the Commission.

ORDER

COUNTY OF SAN JOAQUIN, California, having on August 21, 1918, filed with the Commission an application for permission to cross the right-of-way of the Southern Pacific Railroad Company by a public highway, 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 easement has been granted by the railroad company; and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with the right-of-way to be crossed, and that this application should be granted subject to the conditions hereinafter specified;

IT IS HEREBY ORDERED, That permission be and the same hereby is granted the County of San Joaquin to cross the right-of-way of the Southern Pacific Railroad Company, located a short distance northwest of the City of Manteca, County of San Joaquin, State of California, as more fully described in the application and the map attached thereto; said crossing to be constructed subject to the following conditions, viz.:

- (1) The entire expense of constructing the crossing

shall be borne by applicant. The expense of its maintenance thereafter in good and first-class condition, for the safe and convenient use of the public, shall be borne by applicant, except for that portion between the rails and two (2) feet outside thereof, which shall be borne by the Southern Pacific Company.

(2) Said crossing shall be constructed of a width and type to conform to that portion of the right-of-way to be crossed 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 26th day of August, 1918.

Edwin C. Edgerton
Ad. Loveland
Geo. Gordon
Francis H. Miller

Commissioners.