

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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ORIGINAL

In the matter of the application )  
of Southern Pacific Company for )  
permission to construct a spur ) Application 7157.  
track at grade across San Joaquin )  
Street, in the Town of Newman, )  
County of Stanislaus, California. )

By The Commission:

O R D E R

Southern Pacific Company, a corporation, having on September 8, 1921, filed with the Commission an application for permission to construct a spur track at grade across San Joaquin Street in the Town of Newman, County of Stanislaus, 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 Board of Trustees of the Town of Newman 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 San Joaquin 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 San Joaquin Street, in the Town of Newman, County of Stanislaus, California, described as follows:

Commencing at a point on the southerly line of San Joaquin Street in the Town of Newman, said point being also in the center line of the "M" Street spur track and approximately 140 feet westerly from the intersection of the westerly line of "M" Street with the southerly line of San Joaquin Street; thence

northerly with a turnout to the left and in a straight line to a point on the northerly line of said San Joaquin Street, said point being also approximately 100 feet westerly from the intersection of the westerly line of "M" Street with the northerly line of San Joaquin Street..

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 San Joaquin 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) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing.

(4) The authorization herein granted for the installation of said crossing shall lapse and become void one year from the date of this order unless further time is granted by subsequent order.

(5) 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 conven-

ience and necessity demand such action.

Dated at San Francisco, California, this 14<sup>th</sup> day of  
September, 1921.

H. P. Bunting

James M. H. [unclear]

Charles [unclear]

J. J. [unclear]  
Commissioners.