

to station two hundred and seventy five, a strip of land on the river side of petitioners said line fifty feet in width, and a strip of land on the upland side of said line fifty feet in width; thence from said station two hundred and seventy five to station three hundred and two, a strip of land on the river side of petitioners said line one hundred feet in width and on the upland side of said line one hundred feet in width; thence from said station three hundred and two to station three hundred and five, a strip of land on the river side of petitioners said line one hundred and fifty feet in width, and a strip of land on the upland side of said line fifty feet in width; thence from said station three hundred and five to station three hundred and fifteen plus ten, being the west boundary line of the Bishop donation land claim, known as claim no. thirty-nine, - a strip of land on the river side of petitioners said line one hundred feet in width, and a strip of land on the upland side of said line one hundred feet in width.

It is further Ordered, Adjudged and Decreed that the right of petitioner to appropriate the premises above described shall be and is hereby declared and adjudged to be subject to the right of the Cascade railroad Company, its successors and assigns, to operate that certain railroad track now owned by it, which extends from a point opposite a point on petitioners surveyed line above described at or near the station thereof marked, known and designated as station one hundred and fourteen, plus thirty two and three tenths, to a point opposite a point on petitioners surveyed line above mentioned marked, known and designated as station two hundred and sixty, but the right of said railroad company its successors and assigns, to maintain and operate said railroad is hereby declared and adjudged to be a right to maintain and operate the same upon its present location and in such a manner as not to interfere with the maintenance or operation of petitioners proposed railway.

It is further Adjudged and Decreed that all that portion of the premises hereinbefore appropriated to the use of petitioners at and on either side of the four points of crossing of the line of the Portland and Seattle Railway Company above mentioned and the Cascade Railroad Company above mentioned, wherever said portions of said premises ~~lie~~ lie within fifteen feet of the center line of the railroad of the Cascade Railroad Company, shall be held and owned in common by petitioners and the Cascade Railroad Company, its successors and assigns - the four crossings above referred to being situated as follows, to-wit:

The first crossing being between stations one hundred and thirty four and one hundred and thirty five of the line of petitioner above mentioned, the second crossing being between stations one hundred and forty six and one hundred forty seven of the line of petitioner as above mentioned, the third crossing being between stations one hundred and fifty three and one hundred and fifty four on the line of petitioner as above mentioned; and the fourth crossing being at or near station two hundred and fifty one on the line of petitioner above mentioned. It is further Adjudged and Decreed that, at the first three crossings above mentioned the petitioner shall construct in a good substantial and workmanlike manner substantial wooden trestles for the support of the track of the railroad of the Cascade Railroad Company and the present grade of the track of said Cascade Railroad company at said second and third points of crossing above mentioned shall not be changed, but said petitioner shall be entitled at said first point of crossing above described to raise the grade and track of the railroad of said Cascade Railroad Company a distance of eight feet, and said petitioner shall also raise that portion of the track of the railroad of the Cascade Railroad company lying east of said first crossing to such an extent from the eastern extremity of said track to said crossing last above mentioned the grade of said railroad of said Cascade Railroad Company shall not exceed two per cent; and the petitioner shall also raise that portion of said track lying west of said crossing to such an extent that on no portion of said track