

ORIGINAL

Decision No. 12844

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the matter of the application of
Northwestern Pacific Railroad Company
for permission to construct and main-
tain industrial spur track across
Third Street, in the City of Santa Rosa,
Sonoma County.)
Application No. 9412.

BY THE COMMISSION:

O R D E R

Northwestern Pacific Railroad Company, a corporation,
having on September 28th 1923, filed with the Commission an
application for permission to construct a spur track at grade
across Third Street in the City of Santa Rosa, County of
Sonoma, State of California as hereinafter indicated, in
connection with the rearrangement of the entire track layout
in Santa Rosa yard, 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
City Council of said City of Santa Rosa 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 Third Street, and that this application should be
granted subject to the conditions hereinafter specified.

IT IS HEREBY ORDERED, that permission be and it is
heroby granted Northwestern Pacific Railroad Company to con-
struct a spur track and relocate its main line and one side
track at grade across Third Street in the City of Santa Rosa
County of Sonoma, State of California, as shown by the map
attached to the application; said crossings to be constructed
subject to the following conditions, viz:-

gether 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 those portions of said Third Street now graded, with the top of rails flush with the pavement, and with grades of approach not exceeding two (2) 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) A human flagman shall be maintained for the protection of said crossings between the hours of 6 a.m. and 12:00 midnight. The cost of maintaining said human flagman shall be borne by the Northwestern Pacific Railroad Company.

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

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

(6) 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.

This order shall become effective three (3) days after the making thereof.

Dated at San Francisco, California, this 21st day of November, 1923.

C. A. Sawyer
H. B. Bannidge
Davidson Martin
Earlton Shore
J. T. Whittey
Commissioners.