

Decision No. 13827.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of the
Northwestern Pacific Railroad Company
for permission to construct a side track
across the County Road at Newberg Station,
in the County of Humboldt, State of
California.

Application No. 10265.

BY THE COMMISSION:

O R D E R

The Northwestern Pacific Railroad Company, a corporation, filed the above entitled application with this Commission on the 10th day of July, 1924, asking for authority to construct a side track at grade across County Road in the vicinity of Newberg Station, County of Humboldt, State of California, as hereinafter set forth. The necessary franchise or permit has been granted by the Board of Supervisors of said County for the construction of said crossing at grade, and it appears to this Commission that the present proceeding is not one in which a public hearing is necessary; that it is neither reasonable nor practicable at this time to avoid a grade crossing with said County Road and that this application should be granted subject to the conditions hereinafter specified.

THEREFORE, IT IS HEREBY ORDERED, that permission and authority be and it is hereby granted to The Northwestern Pacific Railroad Company to construct a track at grade across County Road in the vicinity of Newberg Station, County of Humboldt, State of California, as shown by the map (C.E. - 69-B) 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 said road now graded, with the top of rails flush with the pavement, and 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) No cars shall be left standing upon said side track for a distance of one hundred and fifty (150) feet north or south of crossing.

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

(5) If said crossing shall not have been installed within one year from the date of this order, the authorization herein granted shall then lapse and become void, 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 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.

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

Dated at San Francisco, California, this 21st day of July, 1924.

C. L. Sawyer
H. W. Burdette

J. T. Whittier
COMMISSIONERS.