

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
NORTHWESTERN PACIFIC RAILROAD COMPANY)
for permission to construct spur track)
at grade across State Highway on the)
Hopland Lake County Highway immediately)
south of Hopland, in the County of)
Mendocino, State of California.)

ORIGINAL

Application No. 10,287.

BY THE COMMISSION:

O R D E R

Northwestern Pacific Railroad Company, a corporation, filed the above entitled application with this Commission on the 17th day of July, 1924, asking for authority to construct a spur track at grade across State Highway Route No. 16 in the vicinity of Hopland, County of Mendocino, State of California, as hereinafter set forth. The necessary franchise or permit (No. 10007) has been granted by the State Highway Commission 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 provide a separated grade crossing at the points mentioned in this application, or to avoid a grade crossing with said State Highway, 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 Northwestern Pacific Railroad Company to construct a spur track at grade across State Highway Route No.16, in the vicinity of Hopland, County of Mendocino, State of California, 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 said State Highway 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 a suitable crossing sign, and shall in every way be made safe for the passage thereover of vehicles and other road traffic.

(3) No train, engine or car shall be operated over said crossing unless said train, engine or car shall be under full control and unless traffic on the highway be protected by a member of the train crew or other competent employee acting as flagman.

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

(5) Applicant shall not use the granting of this application either by way of defense or argument on the ground of capital expenditure or in any way against any order of this Commission hereinafter made providing for the separation of grades of the tracks of the applicant and State Highway Route No. 16, in the vicinity of Hopland.

(6) 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.

