

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of Application of)
SOUTHERN PACIFIC COMPANY for an)
order authorizing the construction)
at grade of an interchange track)
across State Highway in the vicinity)
of Barber, County of Sacramento,)
State of California.)

Application No. 10,262.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 10th day of July, 1924, asking for authority to construct an interchange track at grade across State Highway between Chico and Marysville in the vicinity of Barber, County of Butte, (erroneously designated as Sacramento County in the title of the Application) State of California, as hereinafter set forth. The necessary permit (No. 32199) has been granted by the California 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 grade separation or to avoid a grade crossing with said State Highway at the point mentioned in this application, 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 Southern Pacific Company to construct an interchange track at grade across the State

Highway, in the vicinity of Barber, County of Butte, State of California, as follows:

BEGINNING at a point opposite and at right angles 50 feet southerly from Railroad's Engineer's Station 87 plus 80, of its Sterling City Branch, said point being also opposite and at right angles 10 feet westerly from California Highway Commission's Engineer's Station 120 plus 70; thence southeasterly across highway right of way on a curve to the right, radius 573.14 feet, a distance of 120 feet, more or less, to a point in the easterly right of way line of California Highway Commission's right of way, said point being opposite and at right angles 30 feet easterly from California Highway Commission's Engineer's Station 119 plus 50, and being also opposite and at right angles 105 feet southerly from Railroad's Engineer's Station 88 plus 90.

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 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 suitable crossing signs, 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) 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.

(5) No train, engine, motor or car shall be operated over said crossing unless said train, engine, motor 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.

(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 1st day of August, 1924.

W. B. Brown, Jr.

Egerton Shore

J. L. Whittier
Commissioners.