

Decision No. 15422

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
Hutchinson Lumber Company for per-  
mission to cross Cascade County Road  
by tram road.

Application No. 11676.

BY THE COMMISSION:

O R D E R

Hutchinson Lumber Company, a corporation, filed the above-entitled application with this Commission on the 10th day of September, 1925, asking for authority to construct a temporary logging spur track at grade across Cascade County Road in the vicinity of S.E.  $\frac{1}{4}$  of S.W.  $\frac{1}{4}$ , Sec. 4, T. 20 N. - R. 7 E., County of Butte, 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. 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 at the point mentioned in this application with said Cascade 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 Hutchinson Lumber Company to construct a temporary logging spur track at grade across Cascade County Road, in the vicinity of S.E.  $\frac{1}{4}$  of S.W.  $\frac{1}{4}$ , Sec. 4, T. 20 N. - R. 7 E., M.D.B. & M., County of Butte, 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 substantially in accordance with Standard No. 1, as specified in General Order No. 72 of this Commission and shall be constructed of a width to conform to that portion of said road now graded, with the tops of rails flush with the roadway and with grades of approach not exceeding seven (7) 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) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing.

(4) The authorization herein granted for the installation of said crossing shall lapse and become void on October 1st, 1926, whereupon said crossing shall be abolished and effectively closed to public use and travel unless further time is granted by subsequent order.

(5) 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.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 19th day of September, 1925.

H. B. Brundage

George D. Squire

Leon White  
Commissioners.