

Decision No. 19325 .

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

_____)
 In the Matter of the Application of the)
 COUNTY OF LASSEN for permission to con-)
 struct a crossing of a public highway)
 over a railroad of the Nevada, Calif-)
 ornia-Oregon Railway, on a point 201 feet)
 south of the intersection of said Rail-)
 road with the north boundary line of)
 Section 2, Township 33 N., R. 14 E., M.D.M.)
 _____)

Application No. 14270.

BY THE COMMISSION:

ORDER

Board of Supervisors of the County of Lassen, State
 of California, filed the above entitled application with this
 Commission on the 14th day of December, 1927, asking for
 authority to construct a public road known as Horse Lake -
 Ravendale Road at grade across the track of Nevada, California-
 Oregon Railway, between the stations of Wendel and Ravendale in
 said county as hereinafter set forth. Said Nevada, California-
 Oregon Railway has signified by letter that it has no objection
 to 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 reason-
 able nor practicable at this time to provide a grade separation
 or to avoid a grade crossing with said track at the point men-
 tioned 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 the Board of Supervisors of the County
 of Lassen, State of California, to construct Horse Lake -

Ravendale Road at grade across the track of Nevada, California - Oregon Railway at the location hereinafter particularly described and as shown by the map attached to the application.

DESCRIPTION OF CROSSING

Nevada, California and Oregon Railway, 201 ft. south of north line of Section 2, Township 33 North, Range 14 East, M.D.M. Said point being south $81^{\circ}15'$ west 1340 ft. from N.E. corner of said Section 2; thence East 100 ft.; thence South $8^{\circ}45'$ W. 30 ft.; thence West 200 ft.; thence north $8^{\circ}45'$ East 30 ft.; thence East 100 ft. to place of beginning.

The above crossing shall be identified as Crossing No. 30-52.6.

Said crossing shall be constructed subject to the following conditions and not otherwise:

(1) The entire expense of constructing the crossing shall be borne by applicant. The cost of maintenance of that portion of said crossing up to lines two (2) feet outside of the rails shall be borne by applicant. The maintenance of that portion of the crossing between lines two (2) feet outside of the rails shall be borne by Nevada-California-Oregon Railway. No portion of the cost herein assessed to applicant for the construction or maintenance of said crossing shall be assessed by applicant, in any manner whatsoever, to the operative property of Nevada-California-Oregon Railway.

(2) The crossing shall be constructed of a width not less than twenty-four (24) feet and at an angle of ninety (90) degrees to the railroad and with grades of approach not greater than four(4) per cent; shall be constructed substantially in accordance with Standard No. 2 as specified in General Order No. 72 of this Commission; shall be protected by a Standard No. 1 crossing sign as specified in General Order No. 75 of this Commission and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.

(3) The existing public crossing of County road located approximately twenty-seven hundred (2700) feet south of the north boundary line of Section 2, Township 33 N., Range 14 E., M.D.M., and numbered 30-52.3 shall be legally abandoned and effectively closed to public use and travel upon completion of the crossing herein authorized.

(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.

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

Dated at San Francisco, California, this 6th day of February, 1928.

Leon Whitell

Charles

Ernest

W. S. L.

M. J. L.

Commissioners.