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Decision No. 20501

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the matter of application of SOUTHERN PACIFIC COMPANY for an order authorizing the construction at grade of a siding and a corral track across Commercial Street, In the City of Biggs, County of Butte, State of California.

Application No. 15,244.

BY THE COMMISSION:

ORDER

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 6th day of December, 1928, asking for authority to construct two tracks at grade across Commercial Street in the City of Biggs, County of Butte, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution 11-1928) has been granted by the City Council of said City for the construction of said crossings 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 grade separations or to avoid grade crossings at the points mentioned in this application with said Commercial Street 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 two side tracks at grade across Commercial Street in the City of Biggs, County of Butte, State of California, at the

MI:HW locations hereinafter particularly described and as shown by the map (Sacramento Division Drawing No. S 481-C) attached to the application. DESCRIPTION OF CROSSINGS. Siding: Beginning at a point on the south line of Commercial Street, said point being opposite and at right angles to Engineer's Station 1089-72.6 and 18.0 feet distant from the center line of the main line track; thence northerly and parallel to said main line 9.5 feet; thence around the arc of a curve concave to the right, whose radius is 1146.01 feet, a distance of 40.0 feet; thence tangent for a distance of 30.5 feet to the north line of said Commercial Street, said point being opposite and at right angles to Engineer's Station 1090+52.6 of said main line a distance of 16.5 feet. Corral Track: Beginning at a point on the south line of Commercial Street, said point being opposite and at right angles to Engineer's Station 1089+ 72.6 and 30.8 feet distant from the center line of the main line track; thence northerly around the arc of a curve concave to the right whose radius is 716-34 feet, a distance of .80-17 feet to the north line of said Commercial Street, said point being opposite and at right angles to Engineer's Station 1090+52.6 of main line, a distance of 26.5 feet. The above crossings shall be identified as a portion of Crossing No. C-161.5. Said crossings to be constructed subject to the following conditions, and not otherwise: (1) The entire expense of constructing the crossings together with the cost of their maintenance thereafter in good and first-class condition for the safe and convenient use of the public, shall be borne by applicant. (2) Said crossings shall be constructed equal or superior to type shown as Standard No. 2, in General Order No. 72 of this Commission and shall be constructed without superelevation and of a width to conform to those portions of said street now graded, with the tops of rails at same elevation -2as main line rails and flush with the roadway, and with grades of approach not exceeding four (4) per cent; shall be protected by Standard No. 1 crossing signs as specified in General Order No. 75 of this Commission and shall in every way be made suitable for the passage thereover of vehicles and other road traffic.

- (3) Applicant shall remove the tracks shown in yellow on the map (Sacramento Division Drawing No. S-481-C) attached to the application, in so far as they lie in Commercial Street, and shall repair the Street to conform to the remainder thereof.
- (4) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossings.
- (5) If said crossings 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 crossings 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 Handay of December, 1928.

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