

Decision No. 20856.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application
of the County of Butte, State of
California, for permission to alter
a county road crossing the Butte
County Railroad at Richvale, Butte
County, California.

Application No. 14986.

BY THE COMMISSION:

O R D E R

The Board of Supervisors of the County of Butte, State of California, filed the above entitled application with this Commission on the 22nd day of August, 1928, asking for authority to construct a public street known as Fruitvale Avenue at grade across the track of Southern Pacific Company, in the vicinity of the Town of Richvale. Said Southern Pacific Company 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 reasonable nor practicable at this time to provide a grade separation or to avoid a grade crossing with said track 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 the Board of Supervisors of the County of Butte, State of California, to construct Fruitvale Avenue at

grade across the track of Southern Pacific Company at the location as shown by the map attached to the application.

The above crossing shall be identified as Crossing No. C-167.8.

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 Southern Pacific Company.

(2) The crossing shall be constructed of a width not less than twenty-four (24) feet and at an angle of approximately seventy-four (74) degrees to the railroad and with grades of approach not greater than seven (7) 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) A Standard No. 3 wigwag as specified in General Order No. 75 of this Commission shall be installed and maintained for the protection of said Crossing No. C-167.8. The cost of installation shall be borne by applicant. The cost of maintenance shall be borne by Southern Pacific Company.

(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 11th day of March, 1929.

Thos. J. Lorent
Al. S. ...
Ernest ...
Leon ...
M. J. ...
Commissioners.