

Decision No. 21437.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

ORIGINAL

In the Matter of the Application of
the County of Marin for approval of
proposed contract with Northwestern
Pacific Railroad Company and for re-
construction of overhead crossing
of standard clearance.

Application No. 15839.

BY THE COMMISSION:

O R D E R

The Board of Supervisors of the County of Marin, State of California, filed the above entitled application with this Commission on the 2nd day of August, 1929, asking for authority to reconstruct public road at separated grade under the track of Northwestern Pacific Railroad Company in the vicinity of Irving Station and asking for approval of contract with Northwestern Pacific Railroad Company pertaining to said reconstruction, as hereinafter set forth. It appears to this Commission that the present proceeding is not one in which a public hearing is necessary and that the application should be granted, subject to the conditions hereinafter specified, therefore

IT IS HEREBY ORDERED:

A. That permission and authority be and it is hereby granted to the Board of Supervisors of the County of Marin, State of California, to reconstruct grade separation between a county

road and the track of Northwestern Pacific Railroad Company in the vicinity of Irving Station, and at the location more specifically shown by the maps (Exhibits A, B, & C) attached to and made a part of the application.

The above crossing is identified as Crossing No. 5C-27.3-B.

Said grade separation shall be reconstructed subject to the following conditions and not otherwise:

(1) The entire expense of reconstructing said grade separation shall be borne in accordance with an agreement hereinafter approved.

(2) Said crossing shall be reconstructed with clearances conforming to the provisions of this Commission's General Orders No. 26-C and 64-A.

(3) Applicant shall, before commencement of construction, file with this Commission a complete set of detail plans of the proposed reconstructed grade separation.

(4) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the reconstruction of said grade separation.

B. That the agreement between the applicant and Northwestern Pacific Railroad Company (Marked Exhibit "D") and attached to and made a part of this application, be and the same is hereby approved, subject to the following condition:

(1) Applicant shall, within sixty (60) days from the

date hereof, file with this Commission a certified copy of said agreement.

For all other purposes the authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 9th day of August, 1929.

David L. Smith

C. J. Scamper

Leon A. Quinn

M. J. Lee
Commissioners.