

Decision No. 22189.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

**ORIGINAL**

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| <p>In the matter of application of<br/>SOUTHERN PACIFIC COMPANY for an order<br/>authorizing the construction at grade<br/>of a main line track across the County<br/>Road in two locations in the vicinity<br/>of Indian Camp, County of Modoc,<br/>State of California.</p> | ) |
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Application No. 16,324.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 24th day of February, 1930, asking for authority to construct a main line track at grade across the County Road at two locations in the vicinity of Indian Camp, County of Modoc, State of California, as hereinafter set forth. Said main line is a portion of a line change being effected by the Southern Pacific Company and the crossings now proposed will replace two crossings now existing. 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 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 Southern Pacific Company to construct a main line track at grade across the County Road at two locations

in the vicinity of Indian Camp, County of Modoc, State of California, at the locations hereinafter particularly described and as shown by the maps (M.W.D. Drawing JDM-56 and 57) attached to the application.

DESCRIPTION OF CROSSINGS

NEW CROSSING:

Crossing at M. P. 74.8 between Sage Hen and Indian Camp. BEGINNING at the point of intersection of easterly line (of proposed portion) of County Road known as West Valley Road with main track of Nevada-California-Oregon Railway, between Sage Hen and Indian Camp; thence westerly along said main track a distance of 20 feet, more or less, to its intersection with westerly line of said West Valley Road, being in the Northwest Quarter, Section 23, Township 39 North, Range 13 East, M.D.B. & M., and lying between Engineer Stations 754+00 and 754+20, as shown colored red on plat attached hereto and designated as MWD drawing JDM-57.

NEW CROSSING:

Crossing at M.P. 74.5 between Sage Hen and Indian Camp. BEGINNING at the point of intersection of southerly line of County Road known as West Valley Road with main track of Nevada-California-Oregon Railway, between Sage Hen and Indian Camp; thence easterly along said main track, a distance of 20 feet, more or less, to its intersection with the northerly line of said West Valley Road, being in the Northwest Quarter, Section 23, Township 39 North, Range 13 East, M.D.B. & M., and lying between Engineer Station 734+83 and Engineer Station 735+03, as shown colored red on a plat attached hereto and designated as MWD drawing JDM-58.

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 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 five (5) 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 track shown in yellow at the points designated in the maps (M.W.D. Drawing JDM 57 and 58) attached to the application in so far as it lies in the County Road and shall repair the road 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 10th day of March, 1930.

C. L. Seaver

Leon Whitehead

W. A. Linn  
Commissioners.