

Decision No. 22306.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of application of
 NORTHWESTERN PACIFIC RAILROAD
 COMPANY for an order authorizing
 the construction at grade of a
 spur track in and along "L" Street
 and across 10th Street, in the
 City of Arcata, County of Humboldt,
 State of California.

Application No. 16383.

ORIGINAL

BY THE COMMISSION:

ORDER

Northwestern Pacific Railroad Company, a corporation, filed the above entitled application with this Commission on the 22nd day of March, 1930, asking for authority to construct a spur track at grade across a portion of "L" Street and across 10th Street in the City of Arcata, County of Humboldt, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution No. 103) has been granted by the City Council of said city for the construction of said crossing 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 a grade separation or to avoid a grade crossing at the point mentioned in this application with "L" and 10th Streets 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 Northwestern Pacific Railroad Company to construct a spur track at grade across a portion of "L" Street

and across 10th Street in the City of Arcata, County of Humboldt, State of California, at the locations hereinafter particularly described and as shown by the map (C.E. 120-E) attached to the application.

Description of Crossing

BEGINNING at a point in "L" Street in the center line of house track 30 feet southerly of the southerly line of Tenth Street and 5 feet westerly of the easterly line of "L" Street; running thence North 15°51' East along "L" Street, parallel to and 5 feet westerly from said easterly line, a distance of 30 feet to the southerly line of Tenth Street; thence continuing North 15°51' East 54 feet, crossing Tenth Street (Crossing No. 5-292.5) to a point; thence on a curve to the right, having a radius of 477.7 feet, a distance of 69 feet to a point in the easterly line of "L" Street distant 72 feet northerly from the northerly line of Tenth Street.

The above crossing shall be identified as a portion of Crossing No. 5-292.5.

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

(1) The entire expense of constructing the crossing together with the cost of its maintenance thereafter in good and first-class condition for the safe and convenience use of, the public, shall be borne by applicant.

(2) Said crossing 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 super elevation and of a width to conform to those portions of said streets now graded, with the tops of rails flush with the roadway, and with grades of approach not exceeding three (3) per cent; 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 thereover of vehicles and other road traffic.

(3) Applicant shall, within thirty (30) days thereafter,

notify this Commission, in writing, of the completion of the installation of said crossing.

(4) 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.

(5) 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 8th day of April, 1930.

Clarence
Leon Whitell
Max S. Lott

Commissioners.