

Decision No. 23816.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA,

In the Matter of the Application of
THE WESTERN PACIFIC RAILROAD COMPANY
for permission to operate and maintain
its line of railroad across a public
road at grade at Virgilia, Plumas
County, California.

Application No. 17405.

BY THE COMMISSION:

O R D E R

ORIGINAL

The Western Pacific Railroad Company, on May 26, 1931, applied for authority to construct a public road at grade across its tracks in the vicinity of Virgilia Station, in the County of Plumas, State of California. The Board of Supervisors of Plumas County has signified in writing that it has no objection to the construction of said crossing at grade. It appearing that a public hearing is not necessary herein; that it is neither reasonable nor practicable at this time to provide a grade separation or to avoid a grade crossing with said tracks at the point mentioned and that the application should be granted, subject to certain conditions,

IT IS HEREBY ORDERED that The Western Pacific Railroad Company is hereby authorized to construct a public road at grade across its tracks at Virgilia Station, in the County of Plumas, State of California, at the location more particularly described in the application and as shown by the map (Exhibit A) attached thereto, subject to the following conditions and not otherwise:

- (1) The above crossing shall be identified as Crossing No. 4-270.4.
- (2) The entire expense of constructing the crossing shall be borne by applicant. The cost of maintenance of that portion of said crossing outside of lines

two (2) feet outside of the outside rails shall be borne by Board of Supervisors of Plumas County. The maintenance of that portion of the crossing between lines two (2) feet outside of the outside rails shall be borne by applicant.

- (3) The crossing shall be constructed of a width of not less than eighteen (18) feet and at an angle of approximately ninety (90) degrees to the railroad and with grades of approach not greater than ten (10) per cent; shall be constructed equal or superior to type shown as Standard No. 2 in our General Order No. 72; shall be protected by a Standard No. 1 crossing sign, as specified in our General Order No. 75, and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.
- (4) At all times that cars are allowed to stand on the passing track at Virgilia Station, within one hundred (100) feet of center line of said crossing, no train, motor, engine or car shall be operated across said crossing unless highway traffic be protected by a member of the train crew or other competent employee acting as flagman.
- (5) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing and of its compliance with the conditions hereof.
- (6) The authorization herein granted shall lapse and become void if not exercised within one (1) year from the date hereof unless further time is granted by subsequent order.
- (7) 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, public convenience and necessity demand such action.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 27th day of June, 1931.

C. L. Deane
Leon White
M. J. Lee
W. B. Harris
Frederic G. Stewart
 Commissioners.