

Decision No. 24028.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of
 THE WESTERN PACIFIC RAILROAD COMPANY
 and GREAT NORTHERN RAILWAY COMPANY for
 permission to construct, maintain and
 operate a line of railroad at grade
 across the Redding-Alturas Highway, a
 state highway, situate in the County
 of Lassen, State of California.

Application No. 17653.

ORIGINAL

BY THE COMMISSION:

O R D E R

The Western Pacific Railroad Company, a corporation,
 and Great Northern Railway Company, a corporation, on September 6, 1931, applied for authority to construct their main line track at grade across Redding-Alturas State Highway in the vicinity of Bieber, County of Lassen, State of California.

Attached to the application is a copy of an agreement entered into between applicants and the State of California, acting by and through the Department of Public Works, which provides for a grade crossing at this time, to be replaced by a grade separation at a future date, and recites certain understandings reached as to the apportionment of cost and other matters dealing with the proposed separation. This agreement will be accepted as evidence, on the part of the Department of Public Works, that it is agreeable to the granting of the proposed grade crossing at this time but it should be understood that the Commission is not passing upon or approving the agreement with respect to the terms covering the proposed grade separation. It appearing that a

public hearing is not necessary herein and that the application should be granted subject to certain conditions,

IT IS HEREBY ORDERED that The Western Pacific Railroad Company and Great Northern Railway Company are hereby authorized to construct their main line track at grade across the Redding-Alturas State Highway in the vicinity of Bieber, County of Lassen, State of California, at the location more particularly described in the application and as shown by the maps (Exhibits "A" and "B") attached thereto, subject to the following conditions:

- (1) The above crossing of Redding-Alturas State Highway shall be identified as Crossing No. 9-89.4.
- (2) The entire expense of constructing and thereafter maintaining the crossing in good and first-class condition for safe and convenient use of the public, shall be borne by applicants.
- (3) Said crossing shall be constructed equal or superior to the type shown as Standard No. 2, in our General Order No. 72, and shall be constructed of a width to conform to that portion of said highway now graded, with the tops of rails flush with the pavement and with grades of approach not exceeding two (2) per cent, and shall be protected by a Standard No. 1 crossing sign as specified in our General Order No. 75.
- (4) For the protection of said crossing, applicants shall provide automatic signals, plans of which shall be submitted to this Commission for approval. Upon receiving approval of said plans applicants shall immediately proceed to install said signals at their sole expense. The maintenance thereafter of said signals shall be borne by applicants.

- (5) Applicants 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 11th day of September, 1931.

C. Deary
W. A. ...
M. B. Harris

Commissioners.