

Decision No. 10859

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

-oOo-

In the matter of the application of  
Hutchinson Lumber Company for per-  
mission to construct its track at  
grade across Lumpkin-Cascade County  
Road in the County of Butte, State  
of California. )

ORIGINAL

Application No. 8153.

BY THE COMMISSION:

ORDER

Hutchinson Lumber Company, a corporation, having on August 10, 1922, filed with the Commission an application for permission to construct its track at grade across Lumpkin-Cascade Road in the County of Butte, State of California, as hereinafter indicated, and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the necessary franchise or permit has been granted by the Board of Supervisors of said County of Butte for the construction of said crossing at grade and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said Lumpkin-Cascade Road, and that this application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, that permission be and it is hereby granted Hutchinson Lumber Company to construct its track at grade across Lumpkin-Cascade Road in the County of Butte, State of California, located S. 2° 10' W., a distance of 1719 feet from the N.E. Corner of Sec. 8, T. 20 N., R. 7 E., M.D.B. & M, all of the above as shown by the map attached to the application; said crossing to be constructed subject to the following conditions, viz:

(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 convenient use of the public shall be borne by applicant.

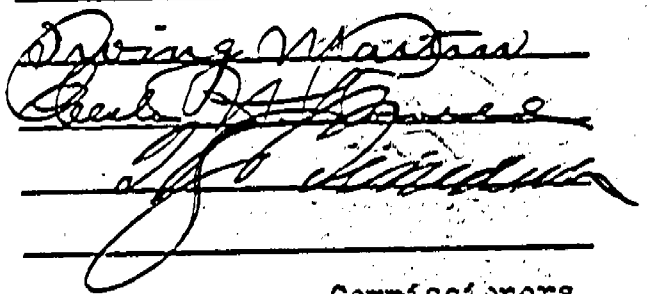
(2) Said crossing shall be constructed of a width and type of construction to conform to that portion of Lumpkin-Cascade Road now graded, with grades of approach not exceeding seven (7) per cent; shall be protected by a suitable crossing sign and shall in every way be made safe for the passage thereover 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) The authorization herein granted for the installation of said crossing will lapse and become void one year from the date of this order 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.

Dated at San Francisco, California, this 15<sup>th</sup> day of August, 1922.

  
Commissioners.