

Decision No. 7440

**ORIGINAL**

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application  
of the County of Napa for an Order  
authorizing the Construction of a  
Public Street across the tracks of  
the Southern Pacific Company and the  
San Francisco, Napa and Calistoga  
Railway.

Application No. 5456.

C R D E R

County of Napa, California, having on March 16, 1920, filed with the Commission an application for permission to construct a public road across the tracks of the Calistoga branch of the Southern Pacific Company and the main line of the San Francisco, Napa and Calistoga Railway, about 3000 feet north of Union, as hereinafter indicated, and, it appearing to the Commission that this is not a case in which a public hearing is necessary; that the crossings have been in existence for several years as open crossings on a private road, which has recently been taken over by the county as a public road; that the interested railroad companies are not opposed to the dedication of these crossings as public crossings and, it further appearing that it is not reasonable nor practicable to avoid grade crossings with said tracks, and that the application should be granted subject to certain conditions,

IT IS HEREBY ORDERED, That permission be hereby granted Napa County to construct a public road at grade over the tracks of the Calistoga branch of the Southern Pacific Company and the main line of the San Francisco, Napa and

Calistoga Railway about 3000 feet north of Union, Napa County, as shown on the map attached to the application, said crossings to be constructed subject to the following conditions, viz:

(1) The entire expense of constructing the crossings shall be borne by applicant.

(2) The cost of maintaining the crossings thereafter, in good and first-class condition for the safe and convenient use of the public, shall be borne by the applicant, except that portion between the rails and two feet outside thereof, which shall be borne by the respective railway companies.

(3) The cypress trees on each side of the crossings shall be removed at the expense of the applicant for a distance of one hundred (100) feet each side of the crossings.

(4) Said crossings shall be constructed of a width not less than twenty (20) feet, with grades of approach not exceeding four (4) per cent, shall be protected by suitable crossing signs and shall, in every way, be made safe and convenient for the passage thereover of vehicles and other road traffic.

(5) 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 will revoke its permission if, in its judgment, the public convenience and necessity demand such action.

Dated at San Francisco, California, this 19<sup>th</sup> day of April, 1920.

Edwin O. Edwards  
George P. H. ...  
H. P. ...  
James ...