

Decision No. 8631

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of the BOARD OF SUPERVISORS OF
THE COUNTY OF SEASTA, State of
California, for a crossing at
grade over the tracks of the
Southern Pacific Company, north
of Anderson.

Application No. 6222.

Jesse W. Carter, District Attorney, for Applicant.

J. A. Given, for Southern Pacific Company.

BY THE COMMISSION.

O P I N I O N

A public hearing upon above application was held by Examiner Westover at Redding.

The proposed crossing is about one and one-half miles north of Anderson and would serve a group of about fifteen families east of the railroad. It will give them a direct outlet to the county road which parallels and adjoins the railroad right of way on the west and is a part of the State Highway system. It will also shorten the distance to Anderson, their trading center, by about one and one-half miles.

At the point of crossing the tracks and surrounding ground are substantially at the same grade. Both north and south of the crossing there are shallow cuts about five or six feet in depth. The track is straight. About forty feet east of the right of way and extending on both sides of the road there are live oak

trees and underbrush. These should be so cleared or trimmed as to give an unobstructed view of approaching trains. The nearest public crossings are one-half mile south and five and three-fourths miles north of the proposed crossing. The crossing to the north cannot be reached without bridging Spring Gulch, which is at right angles to the railroad. The crossing to the south cannot well be closed as it serves another and much larger group of property owners and an oil station.

O R D E R

The Board of Supervisors of Shasta County having filed with the Commission an application for permission to construct a crossing at grade over the single steam track of the Southern Pacific Company north of Anderson at engineer's station 3528+70 on the extension of the line between lots 16, 17, 18, 19 and 20 of the Belle Vue Tract, a public hearing having been held, and it appearing to the Commission that this application should be granted,

IT IS HEREBY ORDERED that permission be and it is hereby granted the County of Shasta to construct a road crossing at grade over the right of way and track of the Southern Pacific Company on the extension of the line between lots 16, 17, 18, 19 and 20 of the Belle Vue Tract, as shown by the map attached to the application; this authority being subject to the following conditions, viz.:

- (1) The live oak trees and underbrush about forty feet east of the right of way shall be removed or so trimmed as to afford a clear view of approaching trains for a distance of 150 feet of the right of way, such removal or trimming to be done at the cost of applicant and before said crossing is opened.

- (2) The entire expense of constructing the crossing shall be borne by the applicant.
- (3) The cost of maintaining the crossing thereafter in good and first-class condition for the safe and convenient use of the public up to within two feet of the rails of the Southern Pacific Company shall be borne by the applicant; but said Southern Pacific Company shall maintain said crossing across its tracks and to a distance of two feet outside the rails thereof.
- (4) Said crossing shall be constructed of a width not less than twenty-four feet, with grades of approach not exceeding four per cent.; shall be protected by a suitable crossing sign, and shall in every way be made safe and convenient for the passage thereover of vehicles and other road traffic.
- (5) Said crossing shall be installed within one year from the date of this order unless further time is granted by subsequent order herein; and unless so completed within the time specified the authority herein granted shall lapse and become void.
- (6) The Commission shall be notified in writing of the completion of the installation of said crossing, within thirty days thereafter.
- (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 will revoke its permission if, in its judgment, the public convenience and necessity demand such action.

Dated at San Francisco, California, this 21st day of February, 1921.

J. S. [Signature]
Frank [Signature]

H. B. [Signature]
John [Signature]

Commissioners.