

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of  
WARREN CREEK RAILROAD COMPANY for  
permission to construct its track at  
grade across the track of Arcata and  
Mad River Railroad Company, at a  
point between Warren Creek and Mad  
River, Humboldt County, California.  
.....

Application No. 727.

ORDER

By the Commission,

WARREN CREEK RAILROAD COMPANY, a corporation,  
having on September 4, 1913, filed with the Commission an application  
for permission to construct its main line track at grade across the  
track of Arcata and Mad River Railroad Company, at a point between  
Warren Creek and Mad River, Humboldt County, California, as herein-  
after indicated, and it appearing to the Commission that this is not  
a case in which a public hearing is necessary, that Arcata and Mad  
River Railroad Company has agreed to said crossing at grade, as  
shown by agreement made and entered into between the parties as of  
date September 4, 1913, a copy of which is filed with the application;  
and it further appearing that it is not reasonable nor practicable to  
avoid a grade crossing at said point of proposed crossing, and that the  
application should be granted subject to the conditions hereinafter  
specified,

IT IS HEREBY ORDERED that permission be hereby granted Warren  
Creek Railroad Company to construct its main line track at grade across  
the track of Arcata and Mad River Railroad Company at a point between  
Warren Creek and Mad River, Humboldt County, California, as shown by  
the map attached to the application, subject to the following condi-  
tions, viz.:

- (1) The entire expense of constructing the crossing, together with  
the cost of its maintenance thereafter in good and first-class condi-

tion shall be borne by applicant.

(2) Applicant shall, for the protection of the crossing, at its own expense, install and maintain a first-class whistling post, with symbols on same, indicating the railroad crossing, at a distance of not less than one thousand (1000) feet from point of crossing, on both sides of said crossing, on the line of applicant and also on the line of Arcata and Mad River Railroad Company.

(3) All engines, motors, trains or cars of applicant shall come to a full stop before passing over the crossing and within fifty (50) feet thereof, and shall not pass over the crossing until the conductor or other employee of applicant has first gone thereon and ascertained that no engine, motor, train or car of Arcata and Mad River Railroad Company is approaching the crossing from either direction. Should no engine, motor, train or car be approaching, then said conductor or other employee may signal and permit his engine, motor, train or car to proceed over the crossing. All engines, motors, trains or cars of Arcata and Mad River Railroad Company shall be operated over the crossing under control and at a speed not exceeding fifteen (15) miles per hour, and not until proper signals are given with whistle and bell to advise the employees of applicant of such approach.

(4) 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 necessity and convenience demand such action.

Dated at San Francisco, California, this 5<sup>th</sup> day of September, 1913.

J. M. Esplen  
H. S. P. Leland  
W. J. Gardner