

Decision No. 7829

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the matter of the application)	
of Northwestern Pacific Railroad)	
Company for permission to construct a)	
spur track at grade across "N" Street)	
between Ninth and Tenth Streets in)	Application No. 7377.
the Town of Union immediately west of)	
the Town of Arcata, County of Humboldt,)	
California.)	

By The Commission:

O R D E R

The Northwestern Pacific Railroad Company, a corporation, having on November 28, 1921, filed with the Commission an application for permission to construct a spur track at grade on "N" Street, between Ninth and Tenth Streets in the Town of Union, immediately west of the Town of Arcata, County of Humboldt, 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 Humboldt 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 "N" Street, 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 The Northwestern Pacific Railroad Company to construct a spur track at grade across "N" Street between Ninth and Tenth Streets in the Town of Union, immediately west of the Town of Arcata, County of Humboldt, State of California, described as follows:

Beginning at the intersection of the southerly line of Tenth Street, Town of Union, and the center line a side track opposite and eighteen feet easterly of Engineer's Station 374 plus 58.0 of the main line of the Northwestern Pacific Railroad Company, located on "N" Street, Town of Union; thence southerly on a curve to the left seventyone and one tenth (71.1) feet; thence on a twenty degree curve to the left fiftytwo and seven tenths (52.7) feet; thence on a twenty degree curve to the right approximately thirtytwo feet to the intersection of the easterly line of "N" Street onehundred feet northerly from the northerly line of Ninth Street.

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 "N" Street now graded, with grades of approach not exceeding two (2) 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 shall 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 30th day of ~~December~~ ^{November}, ~~1921~~ ^{Nova},
1921.

W. B. Bond
A. J. Bond
Erving Martin
Albert H. Brown
W. J. Bond
Commissioners.