

Decision No. 28688.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of Application of
NORTHWESTERN PACIFIC RAILROAD
COMPANY for an order authorizing
construction at grade of a wye
track across State Highway No. 8
near Ignacio, County of Marin,
State of California.

Application No. 19246.

ORIGINAL

BY THE COMMISSION:

O R D E R

Northwestern Pacific Railroad Company, a corporation, on December 23, 1933, applied for authority to construct a wye track at grade across State Highway No. 8 in the vicinity of the Town of Ignacio, County of Marin, State of California. The necessary franchise or permit (Permit No. 40570) has been granted by the Department of Public Works, Division of Highways, for the construction of said crossing at grade.

Applicant alleges that the proposed wye track is necessary for the operation of through freight trains from its main line to a connection with Southern Pacific Company. It appearing that a public hearing is not necessary herein; that it is neither reasonable nor practicable at this time to provide a grade separation or to avoid a grade crossing at the point mentioned and that the application should be granted subject to certain conditions,

IT IS HEREBY ORDERED that Northwestern Pacific Railroad Company is hereby authorized to construct a wye track at grade across State Highway No. 8 in the vicinity of the Town of Ignacio, County of Marin, State of California, at the location

more particularly described in the application and as shown by the map (Drawing No. D-1035-A) attached thereto, subject to the following conditions:

1. The above crossing of State Highway No. 8 shall be identified as Crossing No. 5H-25.9-C.
2. The entire expense of constructing and thereafter maintaining the crossing in good and first-class condition for safe and convenient use of the public, shall be borne by applicant.
3. Said crossing shall be constructed equal or superior to the type shown as Standard No. 3-B, in our General Order No. 72, and shall be constructed without superelevation and of a width to conform to that portion of said Highway now graded, with the tops of rails flush with the pavement and with grades of approach not exceeding three (3) per cent, and shall be protected by two Standard No. 1 crossing signs and one No. 3 wigwag signal as specified in our General Order No. 75-A.
4. Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing and of its compliance with the conditions hereof.
5. The authorization herein granted shall lapse and become void if not exercised within one (1) year from the date hereof unless further time is granted by subsequent order.
6. 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, public convenience and necessity demand such action.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 29th day of December, 1937.

AC Leary
Leon J. Whelan
M. A. Quinn
W. B. Harris
Commissioners.