

Decision No. 28736.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of the PEOPLE OF THE STATE OF CALIFORNIA ON RELATION OF THE COUNTY OF MODOC, a political subdivision of the State of California, acting by through and under its duly authorized qualified and acting Board of Supervisors for an order authorizing the construction of a crossing at separated grades of the California Forest Project NR11-31 and the tracks of the Southern Pacific Railroad near Perez in Modoc County, California.

Application No. 19257.

ORIGINAL

BY THE COMMISSION:

O R D E R

The Board of Supervisors of the County of Modoc, on January 8, 1934, applied for authority to construct a public highway known as Forest Highway Route 11 at separated grades over the main line track of the Fernley-Klamath Falls Line of Southern Pacific Company in the vicinity of Perez Station, County of Modoc, State of California. Southern Pacific Company has signified that it has no objection to the construction of said overgrade crossing.

It appearing that a public hearing is not necessary herein, that it is in the interest of public convenience and necessity that the overgrade crossing be constructed, and that the application should be granted, subject to certain conditions,

IT IS HEREBY ORDERED that The Board of Supervisors of the County of Modoc is hereby authorized to construct a public highway known as Forest Highway Route 11 at separated grades over the main line track of Southern Pacific Company in the vicinity of

Perez Station, County of Modoc, State of California, at the location more particularly described in the application and substantially in accordance with and as shown by the plans (Exhibits A, B, C, D & E) attached to the application, subject to the following conditions:

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- (1) The above crossing shall be identified as Crossing No. CFA-508.4.-A.
 - (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 in accordance with an agreement approved by this Commission, a certified copy of which shall be filed with the Commission before undertaking construction of said crossing.
 - (3) Said crossing shall be constructed with clearances conforming to the provisions of our General Order No. 26-C.
 - (4) Upon completion of the crossing herein authorized and upon its being opened to public use and travel, Crossing No. CFA-509.8, located 6955 feet northerly from said crossing, and the U. S. Forest Road Crossing located 1117 feet southerly from the crossing herein authorized shall be legally abandoned and effectively closed to public use and travel.
 - (5) 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.
 - (6) 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.

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

Dated at San Francisco, California, this 15th day of January, 1934.

C. C. Cramer
John C. Cramer
W. A. Cramer
M. B. Cramer
Walter Cramer
Commissioners.