

Decision No. 29435

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of MOTOR CARRIERS ASSOCIATION for installation of "Exemption Signs" at spur railroad tracks where motor vehicles carrying passengers for hire need not stop in accordance with Section No. 135, California Vehicle Act, and G. O. 89 of Railroad Commission of the State of California, in the vicinity of Biggs.

APPLICATION No. 20916

ORIGINAL

BY THE COMMISSION:

O R D E R

In the above numbered application, Motor Carriers Association requests approval of its plan to erect and maintain distinctive signs, hereinafter referred to as "exempt signs," as provided in Section 576(d) of the Vehicle Code and General Order No. 89 of this Commission, at the following described crossing with a spur track.

<u>Crossing Number</u>	<u>Name of Railroad</u>	<u>Street</u>	<u>City</u>	<u>County</u>
C-161.75-C	Southern Pacific Co.	California	Biggs	Butte

Southern Pacific Company has signified, in writing, that while it does not consent to the plan of applicant, it will not oppose the granting of this application.

It appears that this is not a matter in which a public hearing is necessary and that the application should be granted, therefore,

IT IS HEREBY ORDERED that the Railroad Commission of the State of California approves the plan to install and maintain distinctive or "exempt signs," in accordance with Section 576(d) of

the Vehicle Code, at the above described crossing, subject, however, to the following conditions:

- (1) Said "exempt signs" shall be in accordance with the requirements of General Order No. 89.
- (2) Said "exempt signs" shall be erected or caused to be erected and maintained by those authorities designated and empowered by the Vehicle Code to erect and maintain highway traffic signs.
- (3) The approval herein granted does not exempt the operator of any vehicle from the observance of any provision of the Vehicle Code pertaining to the operation of vehicles at railroad crossings.
- (4) In the event of removal, for any cause whatsoever, or obstruction to view of the "exempt signs" herein approved, the authority to move over such spur track crossing without first coming to a full and complete stop is annulled and revoked, and such full and complete stop must at all times be made by the operator of the vehicle until such signs are again displayed.
- (5) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said "exempt signs."
- (6) The approval 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.
- (7) The Commission reserves the right to make such further orders relative to the establishment of "exempt signs" at said crossing as to it may seem right and proper, and to revoke its approval 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 4th day of January 1937.

Arthur J. ...
John ...
Paula ...