

Decision No. 20016.

ORIGINAL

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 Department of Public Works,
for an order authorizing the construction
of a crossing at separated grades of the
State Highway and the Great Northern Rail-
way at Nubieber, in the County of Lassen,
State of California.

Application No. 20341.

BY THE COMMISSION:

FIRST SUPPLEMENTAL ORDER

Great Northern Railway Company, interested party herein,
on June 25, 1937, requested, in writing, that condition (6) of
Decision No. 28563, dated February 10, 1936, be modified in order
that the temporary grade crossing provided for therein may be re-
tained as a private crossing. Applicant advises the Commission,
in writing, that it does not object to the granting of said request.

It appears that the request is reasonable and should be
granted, therefore,

IT IS HEREBY ORDERED that condition (6) of Decision No.
28563 be amended to read as follows:

- (6) During the construction of said grade separation, Appli-
cant may construct a temporary crossing at grade in the
vicinity of said separation for the convenience of vehicles
and other road traffic. Upon the completion of the grade
separation herein authorized and upon its being opened to
traffic, the said grade crossing shall be maintained by the
Great Northern Railway Company solely as a private crossing
with no obligation imposed on the State of California either
to construct or maintain said crossing and said railway
company shall so protect such private crossing so as to
preclude its use by the public generally and particularly
by through traffic.

In all other respects Decision No. 28563 shall remain in

full force and effect.

Dated at San Francisco, this 1st day of July,
1937.

Robert M. Ware
Leon O. Whitell

R. B. Swabey

Commissioners