

Decision No. 37561

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of The Long-Bell Lumber Company and the Great Northern Railway Company for an order permitting the tracks of The Long-Bell Lumber Company to cross the tracks of the Great Northern Railway Company at grade in Section 28, Township 41 North, Range 6 East, M.D.M. at a point about four miles west of Scarface, California.) Application No. 26471

BY THE COMMISSION:

ORIGINAL

O R D E R

The Long-Bell Lumber Company and the Great Northern Railway Company on December 1, 1944, applied for authority to construct, maintain, and operate a railroad crossing at grade in Section 28, Township 41 North, Range 6 East, M.D.M. at a point about four miles west of Scarface, in the County of Modoc, State of California.

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 The Long-Bell Lumber Company and the Great Northern Railway Company are hereby authorized to construct, maintain, and operate a rail crossing at grade approximately four miles west of Scarface (timetable direction on Great Northern Railway), County of Modoc, State of California, at the location more particularly shown marked in red on Maps 1169-40-1 and 1169-40-2 and Profile Map 1169-40-3 attached to the application and made a part thereof, subject to the following conditions:

- (1) The entire expense of constructing and thereafter maintaining the crossing in first-class condition for safe and convenient railway use and the allocation of other expenses which may be incurred in connection with the use of the crossing, shall be in accordance with an agreement executed the 25th day of November, 1944, between the applicants herein, marked Exhibit "A," attached to and made a part of the instant application.

- (2) Movements over said crossing shall be protected by a second-class interlocking plant, installed in conformity with the provisions of the Commission's General Order No. 33-B and in accordance with the plans and specifications shown on Drawing No. 114-18-1, submitted with the application herein and hereby approved by this Commission.
- (3) Operating bulletins of the Great Northern Railway Company and The Long-Bell Lumber Company, governing the use of the crossing herein authorized under the conditions herein provided, shall be filed with the Commission on or before the date when operation over the crossing is commenced.

Within thirty days after completion pursuant to this order, the Commission shall be so advised in writing and the facilities involved in the installation of the semi-interlocking plant installed pursuant to this order, will be subject to final inspection and approval. This authorization shall become void if not exercised within one year unless time be extended, or if its conditions are not complied with. This authorization may be revoked or modified if public convenience, necessity, or safety so require. This order shall be effective immediately.

Dated at San Francisco, California, this 19th day of December, 1944.

Richard L. ...
Justice F. ...
Francis D. ...
John F. ...
John A. ...
COMMISSIONERS