

Decision No. 50098**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 SACRAMENTO NORTHERN RAILWAY for)
 authority to discontinue and remove)
 the automatic crossing protection at) Application No. 35383
 Crossing No. 8D-4.5 in the City of)
 Oroville, County of Butte, State of)
 California.)

ORDER

In the above application Sacramento Northern Railway seeks authority to discontinue and remove the automatic crossing protection at Crossing No. 8D-4.5, Marysville Road (State Route No. 21) in the City of Oroville, Butte County.

Applicant alleges that the existing magnetic wigwag activated by the pantograph of the electric locomotive presently being operated will require remodeling to the extent of the installation of expensive track circuits. A change to the use of diesel power by the applicant will require such an installation. In view of the infrequent movements over this crossing the applicant requests permission to remove the Standard No. 3 wigwag (G. O. No. 75-B).

The City of Oroville and the Department of Public Works, State of California, are agreeable to the granting of the above request with certain provisions. Both of these parties agree that should conditions in the future require the installation of automatic protection, it shall be installed at the sole expense of the railroad. The Department of Public Works also requests that all trains shall be stopped and flagged over the crossing in accordance with the terms of the application.

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

Good cause appearing, Sacramento Northern Railway is hereby authorized:

To remove the existing Standard No. 3 wigwag at Crossing No. 8D-4.5, subject to the following conditions:

(1) In the future, should there be any appreciable increase of train movements over this crossing, the necessary automatic protection to be determined by this Commission shall be installed at sole expense of Sacramento Northern Railway.

(2) Prior to the removal of the Standard No. 3 wigwag there shall be installed by the railroad company two Standard No. 1-A crossing signs in accordance with the standards of General Order No. 75-B.

(3) Trains, engines, motors or cars shall not be operated over said crossing unless said trains, engines, motors or cars shall first be stopped and traffic on the highway protected by a member of the train crew or other competent employee of the applicant acting as flagman.

Applicant shall, within thirty days hereafter, notify this Commission in writing of the completion of changes in crossing protection and of its compliance with the conditions hereof. This authorization shall become void if not exercised within one year unless time be extended or if above conditions are not complied with. Authorization may be revoked or modified if public convenience, necessity or safety so require. The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 1st day of June, 1954.

John E. Mitchell
President
Maxim J. Casella
Kenneth Pottel
Dennis Deogans
Commissioners