

Decision No. 82872**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application)
 of the UNITED STATES OF AMERICA,)
 acting by and through the Forest)
 Service, Department of Agriculture,)
 for Permission to construct a)
 Crossing at Grade of the Tracks of)
 the BURLINGTON-NORTHERN, INC.,)
 (Hambone to Lookout Branch Line))
 approximately Thirty One miles)
 west of Lookout Junction in the)
 COUNTY OF SISKIYOU,)
 STATE OF CALIFORNIA.)

Application No. 54513
 (Filed December 17, 1973)

O P I N I O N

The Forest Service, Department of Agriculture, requests authority to construct a crossing at grade across the Lookout Branch Line track of the Burlington-Northern, Inc., at Milepost 31.65 in the County of Siskiyou. Notice of the application was published in the Commission's Daily Calendar on December 18, 1973. No protests have been received. A public hearing is not necessary.

FINDINGS

1. The request is in the public interest and should be granted.

2. The applicant should be authorized to construct, at grade, a crossing at the location and substantially as shown by plans attached to the application, to be identified as Crossing No. 9A-31.65.

3. Width of the crossing should be not less than 24 feet and grades of approach not greater than six percent. Crossing construction should be equal to or superior to Standard No. 3 (General Order No. 72-B). Clearances, including any curbs, should conform to General Order No. 26-D. Walkways adjacent to the crossing should conform to General Order No. 118. Protection should be by two Standard No. 1-R crossing signs (General Order No. 75-C).

4. The construction of the proposed grade crossing is in connection with the construction of a Forest Service Transportation System Road which will be used as a haul route for a scheduled timber sale.

5. The Commission finds with reasonable certainty, that this project will not have a significant effect on the environment.

CONCLUSIONS

We conclude that the application should be granted as set forth in the following order:

ORDER

IT IS ORDERED that:

1. The applicant is authorized to construct, at grade, a crossing over the track of the Burlington Northern, Inc., at the location and substantially as shown by plans attached to the application to be identified as Crossing No. 9A-31.65, in Siskiyou County.

2. Width of the crossing shall be not less than 24 feet and grades of approach not greater than six percent. Crossing construction shall be equal or superior to Standard No. 3 (General Order No. 72-B). Clearances, including any curbs, shall conform to General Order No. 26-D. Walkways adjacent to the crossing shall conform to General Order No. 118.

3. Protection shall be by two Standard No. 1-R crossing signs (General Order No. 75-C).

4. Construction cost of the crossing shall be borne by the applicant. Maintenance cost of the crossing outside of lines two feet outside of rails shall be borne by the applicant and the railroad shall bear maintenance cost of the crossing between such lines.

5. Within thirty days after completion, pursuant to this order, applicant shall so advise the Commission in writing. This authorization shall expire if the project is not completed within three years or if the above conditions are not complied with. The time may be extended, or the authorization 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 15th day of MAY, 1974.

William Lyman J. President
[Signature]
[Signature]
[Signature] Commissioners

Commissioner Vernon L. Sturgeon, being necessarily absent, did not participate in the disposition of this proceeding.