

Decision No. 83634

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 Use a Crossing at
Grade of the Tracks of the
WESTERN PACIFIC RAILROAD COMPANY,
approximately 1.5 miles northeast
of the town of GREENVILLE, in the
COUNTY OF PLUMAS, STATE OF CALIFORNIA.)

Application No. 54938
(Petition for Modification
of Decision No. 83341
filed September 11, 1974)

SUPPLEMENTAL ORDER

The applicant has entered into an agreement with the railroad with respect to construction and maintenance costs of the crossing. A copy of the agreement has been filed with the Commission.

A petition for modification of Decision No. 83341 filed with the Commission on September 11, 1974 by the applicant requests that construction and maintenance costs be in accordance with the agreement between the affected parties.

IT IS ORDERED that the portions of Decision No. 83341 which read as follows:

"Findings

"2. Construction and maintenance expense of the crossing and the installation and maintenance cost of the warning devices should be borne by the applicant.

"Order

"6. Installation and maintenance costs of the automatic protection shall be borne by the applicant." shall be changed to read as follows:

Findings

2. Construction and maintenance cost of the warning devices should be by agreement between the parties.

Order

6. Construction and maintenance expense shall be borne in accordance with an agreement entered into between the parties relative thereto. Should the parties fail to agree, the Commission will apportion the cost of construction and maintenance by further order.

In all other respects Decision No. 33341 shall remain in full force and effect.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 22nd
day of OCTOBER, 1974.

Lester L. Sturgeon
President
William J. Moran Jr.
J. P. Moran
Thomas Moran
Commissioners

Commissioner Thomas Moran, being necessarily absent, did not participate in the disposition of this proceeding.