

Decision No. 83843**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 Reconstruct an exist-)
 ing private Crossing at Grade of)
 the Tracks of McCLOUD RIVER RAILROAD)
 COMPANY to Public grade crossing)
 standards approximately Twenty)
 Three miles east of the town of)
 McCloud in the COUNTY OF SISKIYOU,)
 STATE OF CALIFORNIA.)

Application No. 55170
 (Filed September 12, 1974)

O P I N I O N

The Forest Service, Department of Agriculture, requests authority to reconstruct an existing private road over tracks of the McCloud River Railroad Company and establish it as a public crossing, identified as Bartle Gap Road 39N05, in the Shasta-Trinity National Forest near McCloud in Siskiyou County.

The applicant is the lead agency for this project pursuant to the California Environmental Quality Act of 1970, as amended, and states in the application that this project will cause no significant impact on the quality of the environment.

Notice of the application was published in the Commission's Daily Calendar on September 16, 1974. No protests have been received. A public hearing is not necessary.

F I N D I N G S

After consideration, the Commission finds:

1. Applicant should be authorized to reconstruct the crossing at grade over the tracks of the McCloud River Railroad Company.
2. Construction and maintenance expense of the crossing should be borne in accordance with an agreement entered into between the parties involved.

3. It is reasonably certain that the project involved in this proceeding will not have a significant effect on the environment. ✓

O R D E R

IT IS ORDERED that:

1. The Forest Service, Department of Agriculture, is authorized to reconstruct an existing Forest Service road named Bartle Gap Road 39N05 at grade over the tracks of the McCloud River Railroad Company near McCloud in Siskiyou County at the location and substantially as shown by the revised plan attached to the application to be identified as public Crossing No. 26B-23.5.

2. Construction of the crossing shall be equal or superior to Standard No. 3 (General Order No. 72-B).

3. Width of the crossing shall be not less than 24 feet with grades of approach as shown on the plans attached to the application.

4. Clearances shall conform to General Order No. 26-D. Walkways shall conform to General Order No. 118.

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

6. Maintenance of the crossing shall be in accordance with General Order No. 72-B.

7. Construction expense of the crossing shall be borne in accordance with an agreement entered into between the parties, or if they fail to agree, by further order of the Commission.

8. Within thirty days after completion pursuant to this order applicant shall so advise the Commission in writing.

This authorization shall expire if not exercised within two years unless time be extended or if the above conditions are not complied with. This 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 17th day of DECEMBER, 1974.

Vernon L. Sturgeon
President

William L. Lyons, Jr.

[Signature]

[Signature]

Robert E. Merland
Commissioners