

ORIGINAL

Decision 82 02 124 FEB 17 1982

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of the Keswick Community  
Services District acting through its  
Board of Directors for an order  
authorizing the conversion of a  
private crossing at grade crossing  
the Spur Line of the Southern  
Pacific Railroad, being at Engineer's  
Station 121+30, or MP 263.19, into  
a public crossing.

Application 61001  
(Filed October 13, 1981)

ORDER OF DISMISSAL

The Keswick Community Services District has requested authority to convert a private grade crossing in Shasta County across the tracks of Southern Pacific Transportation Company's Matheson Branch Line to a public crossing.

Applicant is not the proper party to apply for the public crossing. Applicant's organization was formed under Community Services District Law, and is basically a water supply agency, but has no authority to construct public roads. Rule 38 of the Commission's Rules of Practice and Procedure states, "Applications to construct a public road, highway, or street across a railroad must be made by the municipal, county, state or other governmental authority which proposes the construction..."

A.61001 T/ctb

Applicant was notified that it is not the proper party to apply for the crossing by letter of November 27, 1981. No response has been received.

IT IS ORDERED that Application 61001 is dismissed.

This order becomes effective 30 days from today.

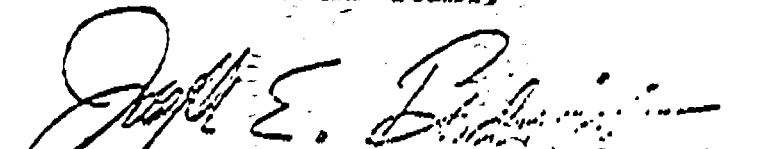
Dated FEB 17 1982, at San Francisco, California.

RICHARD D. GRAVELLE  
LEONARD M. GRIMES, JR.  
VICTOR CALVO  
PRISCILLA C. GREW  
Commissioners

Commissioner JOHN E. BRYSON

Present but not participating.

I CERTIFY THAT THIS DECISION  
WAS APPROVED BY THE ACTIVE  
COMMISSIONERS TODAY.

  
Joseph E. Bodovitz, Executive Director