

Decision No. 11646

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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CALIFORNIA

In the matter of the application of)
The Atchison, Topeka and Santa Fe)
Railway Company, for permission to)
construct a spur track at grade across)
26th Street, in the City of Vernon)
County of Los Angeles, State of)
California.)

Application No. 8615

BY THE COMMISSION:

O R D E R

The Atchison, Topeka and Santa Fe Railway Company, a corporation, having on January 29th, 1923, filed with the Commission an application for permission to construct a spur track at grade across 26th Street in the City of Vernon, County of Los Angeles, State of California, as hereinafter indicated, and it appearing to the Commission that this is not a case in which a public hearing is necessary; that the necessary franchise or permit (No.245) has been granted by the Board of Trustees of said City of Vernon for the construction of said crossing at grade, and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said 26th Street, and that this application should be granted subject to the conditions hereinafter specified.

IT IS HEREBY ORDERED, that permission be and it is hereby granted The Atchison, Topeka and Santa Fe Railway Company to construct a spur track at grade across 26th Street in the City of Vernon, County of Los Angeles, State of California, described as follows:

"Beginning at a point in the northern line of East 26th Street, 161.43 feet easterly from an angle point in said northern line of East 26th Street; thence southwesterly 53.8 feet on a curve concave to the southeast and having a radius of 398.94 feet, to a point in the southern line of said East 26th Street 129.20 feet easterly of an angle point in the southern line of said street. A direct line connecting said angle points intersects the center line of said East 26th Street 2525.25 feet easterly along said center line from Soto Street."

All of the above as shown by the map (Div. Engrs. Drawing No. L-5-5013) attached to the application; said crossing to be constructed subject to the following conditions, viz:-

(1) The entire expense of constructing the crossing together with the cost of its maintenance thereafter in good and first class condition for the safe and convenient use of the public, shall be borne by applicant.

(2) Said crossing shall be constructed of a width and type of construction to conform to that portion of said street now graded, with the top of rails flush with the pavement, and with grades of approach not exceeding two (2) per cent; shall be protected by a suitable crossing sign, and shall in every way be made safe for the passage thereover of vehicles and other road traffic.

(3) No train movements shall be made over said crossing unless traffic on the highway is protected by a member of the train crew acting as flagman.

(4) Applicant shall, within thirty (30) days there-

after, notify this Commission, in writing, of the completion of the installation of said crossing.

(5) The authorization herein granted for the installation of said crossing shall lapse and become void one year from the date of this order unless farther time is granted by subsequent order.

(6) The Commission reserves the right to make such further orders relative to the location, construction, operation, maintenance and protection of said crossing as to it may seem right and proper, and to revoke its permission if, in its judgment, the public convenience and necessity demand such action.

This order shall become effective twenty (20) days after the making thereof.

Dated at San Francisco, California, this 10th day of February, 1923.

C. J. Sawyer
H. A. Brundage
Wm. J. Martin

Commissioners