Decision No. 11717

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the matter of the application of Los Angeles and Salt Lake Rail-road Company for authority to construct, maintain and operate a certain spur railroad track across Cypress Street in the unincorporated Town of La Habra, Orange County, California.

Application No.8604.

BY THE COMMISSION:

ORDER

Los Angeles and Salt Lake Railroad Company, a corporation, having on January 25, 1923, filed with the Commission an application for permission to construct a spur track at grade across Cypress Street in the unincorporated Town of La Habra, County of Orange. 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 permit was granted by the Board of Supervisors of said County of Orange, 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 Cypress 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 Los Angeles and Salt Lake Railroad Company to construct a spur track at grade across Cypress Street in the unincorporated Town of La Habra, County of Orange, State of California, described as follows:

Commencing at a point on the westerly line of Cypress Street, said point being eighty-four and seventy-five hundredths (84.75) feet distant northerly, measured along said westerly line and its production southerly, from the center line of the main track of the Pacific Electric Railway Company, thence easterly parallel to the center line of said main track to a point on the easterly line of said Cypress Street.

All of the above as shown by the map (Exhibit "A"
Union Pacific System) 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 convenience 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 grades of approach not exceeding one (1) 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) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing.
- (4) The authorization herein granted for the installation of said crossing shall lapse and become void one year

from the date of this order unless further time is granted by subsequent order.

(5) 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 ten (10) days after the making thereof.

Dated at San Francisco, California, this 24th day of February, 1923.

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