

4-12-23
Decision No. 11935

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the matter of the application)
of Southern Pacific Company for)
an order authorizing the construc-)
tion at grade of a spur track cross-) Application No. 8885.
ing Evergreen Street and a portion)
of Second Street, in the City of)
Santa Ana, County of Orange, State)
of California.)

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, having on April 5, 1923, filed with the Commission an application for permission to construct a spur track at grade across Evergreen Street and a portion of Second Street, in the City of Santa Ana, 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 franchise or permit (Ordinance No. 713) has been granted by the Board of Trustees of said City of Santa Ana for the construction of said crossings at grade, and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said Evergreen Street and Second 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 Southern Pacific Company to construct a spur track at grade across Evergreen Street and a portion of Second Street in the City of Santa Ana, County of Orange, State of California, described as follows:

Beginning at a point in the center line of the Southern Pacific Railroad constructed track in Second Street, said point being 127 feet East of the East line of Evergreen Street, thence westerly through a No. 7 frog and switch 80 feet to a point; thence westerly along a curve concave to the left and having a radius of 458.59 feet 63 feet to a point; thence westerly along a line tangent to the last described curve 32 feet to a point; thence westerly along a curve concave to the right and having a radius of 458.59 feet 15 feet to a point in the west line of Evergreen Street.

All of the above as shown by the map (Los Angeles Division Drawing F-6929) attached to the application; said crossings to be constructed subject to the following conditions, viz:-

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

(2) Said crossings shall be constructed of a width and type of construction to conform to those portions of said streets now graded, with the top of rails flush with the pavement; 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 crossings.

(4) The authorization herein granted for the installation of said crossings will 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 crossings 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 three (3) days after the making thereof.

Dated at San Francisco, California, this 17th day of April, 1923.

Charles
W. B. Jones
Dwight McCallister

Commissioners.