

Decision No. 12345

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application )  
of The Atchison, Topeka and Santa )  
Fe Railway Company, a corporation, )  
for authority to construct, main- )  
tain and operate a spur track across )  
and upon Harriett Street between )  
24th and 25th Streets, and along )  
the first alley south of 24th Street )  
in the City of Los Angeles, County )  
of Los Angeles, State of California. )

Application No. 9186

ORIGINAL

BY THE COMMISSION:

O R D E R

The Atchison, Topeka and Santa Fe Railway Company, a corporation, having on July 3, 1923, filed with the Commission an application for permission to construct a spur track at grade across Harriett Street between Twenty-fourth and Twenty-fifth Streets, and the first alley South of Twenty-fourth Street in the City of Los Angeles, 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 (Ordinance 46427 N.S.) has been granted by Council of said City of Los Angeles for the construction of said crossings at grade, and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said Harriett Street and first alley South of Twenty-fourth 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 Harriett Street and first alley South of Twenty-fourth Street, in the City of Los Angeles, County of Los Angeles, State of California, described as follows:

"Beginning at a point in the Western line of Harriet Street 7.04 feet northerly from the Northwest corner of Harriet Street and the first alley South of Twenty-fourth Street; thence South-easterly 41.4 feet on a tangent; thence Easterly 48.33 feet on a curve concave to the North and having a radius of 287.94 feet; thence Easterly 234.67 feet on a tangent 4.0 feet Southerly from and parallel to the Northern line of said alley to ending."

All of the above as shown by the map (Division Engineer's Drawing L-5-5217) 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 street and alley now graded, with the top of rails flush with the pavement, and 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 crossings.

(4) Applicant shall not use the granting of this application either by way of defence or argument on the ground of capital expenditure or in any way against any order of this Commission heretofore or hereafter made providing for any railroad unification or terminal plans in the City of Los Angeles.

(5) 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.

(6) 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 13<sup>th</sup> day of July, 1923.

C. J. Seaver  
H. B. ... ..  
... ..  
Egerton Shore

Commissioners.