

Decision No. 12577

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the matter of application of)
Southern Pacific Company for an)
order authorizing the construc-)
tion at grade of a spur track) Application No. 9346
across First Street, in the City)
of Imperial, County of Imperial,)
State of California.)

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, having on August 29, 1923, filed with the Commission an application for permission to construct a spur track at grade across First Street in the City of Imperial, County of Imperial, 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 has been granted by the Board of Trustees of said City of Imperial 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 First Street, and that this application should be granted subject to the conditions hereinafter specified,

IT IS HEREBY ORDERED, that permission be and it is

heroby granted Southern Pacific Company to construct a spur track at grade across First Street in the City of Imperial, County of Imperial, State of California, described as follows:

Commencing at a point 83 feet and three inches south of the south line of First Street, thence northwesterly direction across said First Street 465 feet to the north line of Block 152 Townsite of Imperial, said sidetrack crossing said First Street approximately 13 feet west from the main track of the Southern Pacific Company.

All of the above as shown by the map (Los Angeles Division Drawing F-8771) 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 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 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 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 three (3) days after the making thereof.

Dated at San Francisco, California, this 6th day of September, 1923.

Oliver
H. B. Burdick
Dwight Martin

Commissioners.