

Decision No. 12875

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. 9518
across a portion of Center Avenue)
in the City of Vernon, County of)
Los Angeles, State of California.)

ORIGINAL

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, having on November 13, 1923, filed with the Commission an application for permission to construct a spur track at grade across Center Avenue, 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 a temporary permit pending the passage of Ordinance No. 301 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 Center Avenue, 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 Center Avenue in the City of Vernon, County of Los Angeles, State of California, described as follows:

Beginning at a point in the center line of Center Avenue which point is also on the easterly line of the A.G. Newton 7.71 acre tract as recorded December 27, 1906 M.B. 11, P. 136, Records of Los Angeles County, thence westerly along said center line of Center Avenue a distance of 498 feet more or less to a point, thence a distance of 121.08 feet northwesterly along a curve concave to the right having a radius of 239.17 feet, which at its point of beginning is tangent to the last described course, to a point on the future north line of Center Avenue, which point is 319 feet more or less easterly from the intersection of the said future north line of Center Avenue with the east line of the Southern Pacific Company's right of way.

All of the above as shown by the map (Los Angeles Division Drawing F 8695) 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 avenue 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 ninety (90) days submit a certified copy of a franchise from the City of Vernon for the construction of said crossing at grade, and in the event that this is not done, the authorization herein granted for the installation of said crossing shall lapse and shall thereupon become

null and void and of no further force and effect.

(4) Applicant shall, within thirty (30) days thereafter, 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 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 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 18th day of November, 1923.

A. S. Seaver

George Martin
Egerton Shore

J. H. Whitley
Commissioners.