

ORIGINAL

Decision No. 12957

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 construct-)
ion at grade of a side track)
across Main Street and across)
Garfield Avenue, in the vicinity)
of La Bolsa, County of Orange,)
State of California.)

Application No. 9569.

BY THE COMMISSION:

ORDER

Southern Pacific Company, a corporation, having on December 6, 1923, filed with the Commission an application for permission to construct a side track at grade across Main Street and Garfield Avenue 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 Board of Supervisors of said County of

Orange 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 Main Street and Garfield 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 side track at grade across Main Street and Garfield Avenue in the vicinity of La Bolsa, County of Orange, State of California, described as follows:

Beginning at a point in the southerly line of Garfield Avenue, said point being distant 13 feet measured westerly along said line of Garfield Avenue from its intersection with the center line of Southern Pacific Railroad Company's main track; thence northerly along a straight line and distant 13 feet at right angles from above described center line of Southern Pacific Railroad Company's main track a distance of 215 feet, more or less, to a point in the northerly line of Main Street, said point being westerly at right angles a distance of 13 feet to center line of Southern Pacific Company's main track.

All of the above as shown by the map (Los Angeles Division Drawing F-8699) 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, and with grades of approach not exceeding one (1) per cent; shall each 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) If said crossing shall not have been installed within one year from the date of this order, the authorization herein granted shall then lapse and become void, 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 27th day of December, 1923.

C. Seavey

Dr. Irving Martin
Golden Shore

Commissioners.