

ORIGINAL

Decision No. 12960

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 construction )  
at grade of a spur track crossing ) Application No. 9608  
portion of Ontario Avenue, in the )  
City of Ontario, County of San )  
Bernardino, State of California. )

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, having on December, 14, 1923, filed with the Commission an application for permission to construct a spur track at grade across a portion of Ontario Avenue, in the City of Ontario, County of San Bernardino, 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. 424) has been granted by the Board of Trustees of said City of Ontario 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 Ontario 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 a portion of Ontario Avenue in the City of Ontario, County of San Bernardino, State of California, described as follows:

Beginning at a point in the southerly right of way line of the Southern Pacific Railroad Company, said point being distant 22 feet more or less, measured easterly along said southerly right of way line from its intersection with the westerly line of said Ontario Avenue; thence southwesterly across said Ontario Avenue along a curve concave to the right and having a radius of 458.59 feet, a distance of 22 feet more or less, to a point in said westerly line of Ontario Avenue, said point being distant 38 feet more or less, measured northerly along said westerly line of Ontario Avenue from its intersection with the northerly line of Main Street.

All of the above as shown by the map (Los Angeles Division Drawing F-8740) 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 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 four (4) per cent.

(3) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing.

(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 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 27th day of December, 1923.

C. Seaver  
James Masters  
Edwin Shaw  
Commissioners.