

Decision No. 13256

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 upon)
and across Commercial Street and)
Amelia Street, in the City of Los)
Angeles, County of Los Angeles,)
State of California.)

ORIGINAL

Application No. 9828

BY THE COMMISSION:

O R D E R

The Atchison, Topeka and Santa Fe Railway Company, a corporation, having on February 27, 1924, filed with the Commission an application for permission to construct a spur track at grade across a portion of Commercial Street and at grade across Amelia 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 No. 47962 New Series) has been granted by the City 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 Commercial and Amelia Streets, 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 a portion of Commercial Street and at grade across Amelia Street in the City of Los Angeles, County of Los Angeles, State of California, described as follows:

Beginning at a point in the center line of said Railway Company's existing track No. 22 along said Commercial Street, distant 147.00 feet easterly along the center line of said track No. 22 from its intersection with the northerly prolongation of the center line of Amelia Street, said point of beginning being 14.73 feet southerly at right angles to the northern line of said Commercial Street; thence westerly 61.15 feet on a curve concave to the south and having a radius of 398.94 feet to point of compound curve; thence southwesterly 91.35 feet on a curve concave to the southeast and having a radius of 256.29 feet to point of reverse curve; thence westerly 27.8 feet on a curve concave to the north and having a radius of 287.94 feet to a point in the western line of Amelia Street, distant 11.55 feet southerly from the southwestern corner of Commercial Street and Amelia Street, the point of switch of proposed track to be located 9.0 feet westerly from the point of beginning.

All of the above as shown by the map (Division Engineer's Drawing No. L-5-5631) 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 Commercial and Amelia Streets now graded, with the top of rails flush with the pavement, and with grades of approach not exceeding two (2) per cent; shall be protected by suitable cross-

ing signs, 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 crossings 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) Applicant shall not use the granting of this application either by way of defense 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.

(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 13th day of March, 1924.

W. A. Sawyer
W. H. B. ...
Director

J. H. ...
Commissioners.