

Decision No. 13712

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA .

In the Matter of the Application of LOS ANGELES & SALT LAKE RAILROAD COMPANY, a corporation, for authority, under the provisions of Section 43 of the Public Utilities Act, to construct and thereafter to maintain and operate a certain spur railroad track over and across a certain public road, the northerly half of which lies within the County of San Bernardino, and the southerly half of which lies within the County of Riverside.

ORIGINAL

Application #10,118

BY THE COMMISSION:

O R D E R

Los Angeles & Salt Lake Railroad Company, a corporation, filed the above entitled application with this Commission on the 26th day of May, 1924, asking for authority to construct a spur track at grade across an unnamed road on the line of Township 1 South, Range 6 West, and Township 2 South, Range 6 West, San Bernardino and Riverside Counties, State of California, as hereinafter set forth. The necessary franchise or permit (#231 and #157) has been granted by the Board of Supervisors of the County of San Bernardino and County of Riverside, respectively, for the construction of said crossing at grade, and it appears to this Commission that the present proceeding is not one in which a public hearing is necessary; that it is neither reasonable nor practicable at this time to provide separated grade crossing at the point mentioned in this application, or to avoid grade crossing with said road and that this application should be granted subject to the conditions hereinafter specified.

THEREFORE, IT IS HEREBY ORDERED, that permission and authority be and it is hereby granted to Los Angeles & Salt Lake

Railroad Company to construct a spur track at grade across an unnamed street, in the Counties of San Bernardino and Riverside, State of California, as follows:

BEGINNING at a point in the north line of the unnamed road along the south line of Section 31, Township 1 South, Range 6 West, San Bernardino Base and Meridian, distant east 1050.65 feet from the west line of said Section 31; thence south $0^{\circ}26'$ west 30 feet to a point in the south boundary line of said County of San Bernardino, being a point in the south line of said Section 31, distant 1050.65 feet east from the southwest corner of said section.

BEGINNING at a point in the north line of Section 6, Township 2 South, Range 6 West, San Bernardino Base and Meridian, distant 1050.65 feet easterly from the northwest corner of said Section 6, said section line being north boundary line of said County of Riverside; thence South $0^{\circ}26'$ West, 30 feet to a point in the south line of the unnamed road, the center of which is located on said County line.

All of the above as shown by the map (Drawing T-I-R-13) 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 road 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 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) 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 two (2) days after the making thereof.

Dated at San Francisco, California, this 16th day of June, 1924.

W. H. Sawyer
H. P. [unclear]
E. Gordon Shore

 Commissioners.