

Decision No. 13828

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of PACIFIC ELECTRIC RAILWAY COM-)
PANY for permission to construct)
a spur track at grade across a)
portion of Figueroa Street and)
Fourth Street in the City of Los)
Angeles, California.)

ORIGINAL
Application No. 10,266.

BY THE COMMISSION:

O R D E R

Pacific Electric Railway Company, a corporation, filed the above-entitled application with this Commission on the 10th day of July, 1924, asking for authority to construct a temporary spur track at grade across a portion of Figueroa Street and Fourth Street in the City of Los Angeles, County of Los Angeles, State of California, as hereinafter set forth. The necessary franchise or permit has not yet been granted by the City Council of said City of Los Angeles for the construction of said crossings at grade, but it appears to this Commission that this application may be granted pending the granting of such permit by the City Council. It further appears to the Commission that the present proceeding is not one in which a public hearing is necessary; that it is neither reasonable nor practicable on this temporary spur track to provide separated grade crossings at the points mentioned in this application, or to avoid grade crossings with said portion of Figueroa Street and Fourth Street, and that this application should be granted subject to the conditions hereinafter specified.

THEREFORE, IT IS HEREBY ORDERED, that permission and author-

ity be and it is hereby granted to Pacific Electric Railway Company to construct a temporary spur track at grade across a portion of Figueroa Street and Fourth Street, in the City of Los Angeles, County of Los Angeles, State of California, described as follows:

Beginning at a point in the southeasterly track of the Pacific Electric Railway on Figueroa Street, distant southwesterly along said track, 104.31 feet from the center line of Fourth Street; thence southwesterly along a curve concave easterly and having a radius of 150 feet, a distance of 43.20 feet to the beginning of a curve concave easterly and having a radius of 140 feet; thence southerly along last mentioned curve, 59.10 feet to a point in the southeasterly line of Figueroa Street, distant southwesterly thereon 168.56 feet from the southwesterly line of Fourth Street.

All of the above as shown by the map (C.E.H. 7976) attached to the application; said crossings to be constructed subject to the following conditions, viz:-

(1) Applicant shall, within thirty (30) days of the date of this order, submit a certified copy of a franchise from the City of Los Angeles 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 crossings shall lapse and shall thereupon become null and void and of no further force and effect.

(2) 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.

(3) Said crossings shall be constructed of a width and type of construction to conform to those portions of said Figueroa Street and Fourth Street 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 crossing signs and shall in every way be made safe for the passage thereover of vehicles and other road traffic.

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

(5) The authorization herein granted for the installation and maintenance of said crossings will lapse and become void one year and three months from the date of this order, whereupon said crossings shall be abolished and spur track removed 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 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 21st day of July, 1924.

C. Seamy

H. B. Randell

J. F. Whitteley

Commissioners.