

Decision No. 13932

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of Application of )  
Southern Pacific Company for an or- )  
der authorizing the construction )  
at grade of a spur track across ) Application No. 10342  
Brighton Avenue, in the City of El )  
Centro, County of Imperial. )

BY THE COMMISSION:

ORIGINAL

ORDER

Southern Pacific Company, a corporation, filed the above-entitled application with this Commission on the 1st day of August, 1924, asking for authority to construct a spur track at grade across Brighton Avenue, in the City of El Centro, County of Imperial, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 280) has been granted by the Board of Trustees of said City, 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 a separated grade crossing at the point mentioned in this application, or to avoid a grade crossing with said Brighton Avenue 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 Southern Pacific Company, to construct a spur track at grade across Brighton Avenue, in the City of El Centro, County of Imperial, State of California, as follows:

Commencing at a point in the center line of drill track as now located between New Street and Third Street, distant 34 feet, more or less, Southerly along said center line from its intersection with the Southerly line of Brighton Avenue; thence Northerly along a straight line making an angle of one degree and thirty-eight minutes to the left with aforementioned center line of drill track a distance of 15 feet to a point; thence Northwesterly along a curved line concave to the left having a radius of 386.48 feet to which last described course is tangent a distance of 19 feet, more or less, to a point in the Southerly line of Brighton Avenue, said point being point of beginning of franchise; thence continuing Northwesterly along last described curve line a distance of 25 feet, more or less, to a point; thence continuing Northwesterly along a straight line tangent to last described course a distance of 36 feet, more or less to a point in the Northerly line of Brighton Avenue.

All of the above as shown by the map (Los Angeles Division Drawing F-9128) 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 Brighton Avenue now graded, with the top of rails flush with the pavement, and with grades of approach not exceeding One (1) percent; shall 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 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 19<sup>th</sup> day of August, 1924.

H. B. Brundage

Darius M. Martin

J. T. Whitney

COMMISSIONERS.