

Decision No. 14339.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of The Atchison, Topeka and Santa)
Fe Railway Company, a Corporation,)
for authority to construct a spur)
track upon and across Jesse Street)
and Mateo Street, and across the)
tracks of the Los Angeles Railway)
Corporation in Mateo Street, in)
the City of Los Angeles, County of)
Los Angeles, State of California.)

Application No. 10113.

ORIGINAL

BY THE COMMISSION:

O R D E R

The Atchison, Topeka and Santa Fe Railway Company, a corporation, filed the above-entitled application with this Commission on the 26th day of May, 1924, and filed supplement to above entitled application on the 25th day of November, 1924, asking for authority to construct a spur track at grade upon and across Jesse Street and Mateo Street and across the tracks of the Los Angeles Railway Corporation in Mateo Street, in the City of Los Angeles, County of Los Angeles, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 48,664 N.S.) has been granted by the City Council of said City for the construction of said crossings at grade, and agreement between applicant and Los Angeles Railway Corporation, covering installation, operation and maintenance of the crossing of the tracks of the latter in Mateo Street has been executed and filed with the supplementary application as Exhibit "A". 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 grade separations, or to avoid grade crossings at the points mentioned in this application with said Jesse and Mateo Streets, or with the

tracks of the Los Angeles Railway Corporation in Mateo Street, 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 The Atchison, Topeka and Santa Fe Railway Company to construct a spur track at grade upon and across Jesse Street and Mateo Street, and across the tracks of the Los Angeles Railway Corporation in Mateo Street, in the City of Los Angeles, County of Los Angeles, State of California, as follows:

Beginning at Engineer's Station 0 plus 00 in the center line of Jesse Street and in the center line of an existing spur track at a point 79.16 feet easterly along said center line of Jesse Street from the eastern line of said Mateo Street; thence westerly along said center line of Jesse Street 9 feet to Engineer's Station 0 plus 09 and point of switch of proposed track; thence continuing northerly along said center line of Jesse Street 52.11 feet to Engineer's Station 0 plus 61.11; thence westerly on a curve of 249.547 feet radius concave to the north 77.55 feet to Engineer's Station 1 plus 38.66, said curve intersecting the center lines of the double track of the Los Angeles Railway Company's electric line at Engineer's Stations 1 plus 03.65 and 1 plus 14.84; thence from said Station 1 plus 38.66 northerly on a tangent 1.60 feet to Engineer's Station 1 plus 40.26 in the western line of said Mateo Street 152.37 feet northerly along said western line from the northwestern corner of Industrial Street and said Mateo Street.

and as shown by the map (L.A. Div. L-2-5930) 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 streets now graded, with the tops of rails flush with the pavement, and with grades of approach not exceeding one (1) 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.

(3) All trains, engines, motors and cars of applicant shall stop before crossing the tracks of the Los Angeles Railway Corporation, and shall not proceed thereover until the conductor or other competent employee has gone upon the crossing to ascertain that it is safe to do so and shall have given a suitable signal to proceed.

(4) All trains, motors, engines or cars of the Los Angeles Railway Corporation shall stop before crossing the track of applicant and shall not proceed thereover until the conductor or other competent employee has gone upon the crossing to ascertain that it is safe to do so and shall have given a suitable signal to proceed.

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

(6) 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.

(7) 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 9th day of December, 1924.

W. H. H. H.

Irving Masten
Egerton Shore

J. T. Whittier
Commissioners.