

Decision No. 1457 2.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of application of)
SOUTHERN PACIFIC COMPANY for an)
order authorizing the construc-)
tion at grade of a spur track)
across M Street, in the City of)
Imperial, County of Imperial,)
State of California.)

Application No. 10741.

BY THE COMMISSION:

ORIGINAL

ORDER

Southern Pacific Company, a corporation, filed the above-entitled application with this Commission on the fifteenth day of January, 1925, asking for authority to construct a spur track at grade across M Street in the City of Imperial, County of Imperial, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution No. 211) 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 grade separation, or to avoid a grade crossing at the point mentioned in this application with said M 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 Southern Pacific Company to construct a spur track at grade across M Street, in the City of Imperial, County of Imperial, State of California, as follows:

Beginning at a point in the easterly line of M Street distant 293 feet, more or less, measured southerly along said easterly line of M Street from its intersection with the easterly prolongation of the southerly line of Thirteenth Street; thence northwesterly (incorrectly given as northeasterly in application) across M Street, on a curve, concave to the left and having a radius of 382.25 feet, a distance of 100 feet, more or less, to a point in the westerly line of M Street, distant 233 feet, more or less, measured southerly along said westerly line of M Street from its intersection with the southerly line of Thirteenth Street,

and as shown by the map (Los Angeles Division No. B 140) 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 street 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 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 30th day of January, 1925.

H. H. Burdick

C. Seavey

Egerton Shore

George D. Squires

E. J. ...

Commissioners.