

Decision No. 14898-

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of application of
SOUTHERN PACIFIC COMPANY for an
order authorizing the construction
at grade of two spur tracks across
Main Street, in the vicinity of
Westmorland, County of Imperial,
State of California.

ORIGINAL

Application No. 1058.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above-entitled application with this Commission on the 30th day of April, 1925, asking for authority to construct two spur tracks at grade across Main Street in the vicinity of Westmorland, County of Imperial, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 77) has been granted by the Board of Supervisors of said County for the construction of said crossings 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 grade crossings at the point mentioned in this application with said Main 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 two spur tracks at grade across Main Street, in the vicinity of Westmorland, County of Imperial, State of California, as follows:

HIGHWAY CROSSING NO. 1:

Beginning at a point in the southerly line of Main Street distant easterly thereon 95 feet, more or less, from the easterly line of "H" Street; thence northwesterly along a straight line a distance of 41 feet, more or less, to a point; thence northwesterly and northerly along a curved line, concave to the right, having a radius of 458.59 feet (the tangent to said curve at last mentioned point is last described course) a distance of 60 feet, more or less, to a point in the northerly line of Main Street, distant easterly thereon 87 feet from the easterly line of "H" Street.

HIGHWAY CROSSING NO. 2:

Beginning at a point in the southerly line of Main Street, distant easterly thereon 111 feet, more or less, from the easterly line of "H" Street; thence northerly along a curved line, concave to the left, and having a radius of 458.59 feet, a distance of 33 feet, more or less, to end of curve; thence northerly, tangent to last described curve, a distance of 67 feet, more or less, to a point in the northerly line of Main Street, distant easterly thereon 113 feet from the easterly line of "H" Street.

and as shown by the map (L. A. Div'n. Dwg. F-8142 Sheet 1 of 1) 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 Main Street now graded, with the tops of rails flush with the roadway, 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) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossings.

(4) 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.

(5) 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.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 7th day of May, 1925.

H. R. Brundage
C. L. Leary
George D. Squires
Ernest C. Smith
Commissioners.