

Decision No. 15767

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
Los Angeles & Salt Lake Railroad )  
Company, a corporation, for authority )  
to construct, maintain and operate )  
certain steam railroad tracks, at )  
grade, over Avenue Twenty-one and )  
Humboldt Street, City of Los Angeles, )  
State of California. )

Application No. 11382.

BY THE COMMISSION:

O R D E R

Los Angeles and Salt Lake Railroad Company, a corporation, filed the above-entitled application with this Commission on the 6th day of July, 1925, asking for authority to construct a spur track at grade across Avenue 21 and along and across Humboldt Street in the City of Los Angeles, County of Los Angeles, State of California, as hereinafter set forth. The necessary franchise or permit (Ord. No. 52,184 N.S.) has been granted by the City Council 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 Avenue 21 and Humboldt 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 Los Angeles and Salt Lake Railroad Company to construct a spur track at grade across Avenue 21 and along and across Humboldt Street, in the City of Los Angeles,

County of Los Angeles, State of California, as follows:

Beginning at a point in the southwesterly line of Avenue 21, said point being S.  $27^{\circ} 37'$  E. 2.01 feet from the most northerly corner of Lot A, Hayden Street Tract, as per map recorded in Book 59, page 89, Miscellaneous Records of Los Angeles County, California; said point being on a curve concave northwesterly and having a radius of 461.73 feet, the radial line at said point bearing N.  $45^{\circ} 36' 51''$  W.; thence northeasterly along said curve, 4.78 feet; thence N.  $43^{\circ} 47' 30''$  E. tangent to said curve, a distance of 25.60 feet to the beginning of a curve concave southeasterly and having a radius of 461.73 feet, the radial line at said point of beginning bearing S.  $46^{\circ} 12' 30''$  E.; thence northeasterly along said curve a distance of 65.81 feet to a point in Humboldt Street, said point being N.  $38^{\circ} 02' 30''$  W. 7.0 feet from a point on the southeasterly line of said Humboldt Street, said last mentioned point being N.  $51^{\circ} 57' 30''$  E. 34.29 feet from the most westerly corner of Lot Y of said Hayden Street Tract.

and as shown by the map (Term. Engr's No. D-44) 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 those portions of said streets now graded, with the tops of rails flush with the pavement, and with grades of approach not exceeding two (2) 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 spur track along and across Humboldt Street east of San Fernando Road, as shown in black dash lines on Term. Engr's. Dwg. No. D-44, attached to the application, shall be abandoned and removed and the street restored to conform to adjacent portion of street so as to permit the safe passage thereover of vehicular and other traffic.

(6) 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.

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

Dated at San Francisco, California, this 10<sup>th</sup> day of July, 1925.

H. T. Brundage

George D. Squires

Emmanuel

Commissioners.