

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of Los Angeles Railway Corporation for authority to construct crossing at grade of the joint track of Southern Pacific Company and Los Angeles and Salt Lake Railroad Company in 9th Street near Santa Fe Avenue, City of Los Angeles, County of Los Angeles.

Application 11,717.

ORIGINAL

BY THE COMMISSION:

O R D E R

Los Angeles Railway Corporation, a corporation, filed the above entitled application with this Commission on the 19th day of September, 1925, asking for authority to construct a double track line of street railroad at grade across the joint track of Southern Pacific Company and Los Angeles and Salt Lake Railroad Company in 9th Street near Santa Fe Avenue in the City of Los Angeles, County of Los Angeles, State of California. The proposed crossing is required in order that applicant may route its cars via Ninth Street during the construction and completion of the Seventh Street viaduct involved in Application 9671. Southern Pacific Company and Los Angeles and Salt Lake Railroad have each indicated in writing that they are not opposed to the construction of said crossing at grade providing this situation be covered by the usual crossing agreement. 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 applica-

tion with said joint track 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 Railway Corporation to construct a double track line of street railroad at grade across the joint track of Southern Pacific Company and Los Angeles and Salt Lake Railroad Company in Ninth Street near Santa Fe Avenue in the City of Los Angeles, County of Los Angeles, State of California, as shown by the map (4788-B; Exhibit "A") 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 shall be borne by applicant pending such further or final assessment of cost as may be found equitable by this Commission under Application 9671.

(2) All trains, motors, engines or cars of Southern Pacific Company and of Los Angeles and Salt Lake Railroad Company 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 so to do and shall have given a suitable signal to proceed.

(3) Applicant shall within sixty (60) days of the date of this order file with the Commission a duly executed copy or copies of agreement or agreements with said Southern Pacific Company and Los Angeles and Salt Lake Railroad Company covering the terms of installation, operation and maintenance of said crossing.

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

(5) The authorization herein granted for the installation

of said crossing shall lapse and become void on June 30, 1927 whereupon said crossing shall be abolished and removed unless further time is granted by subsequent order.

(6) The authority herein granted shall not be urged by applicant as an argument for, nor be construed as a determination by this Commission of, the manner of rerouting street car service during the construction and completion of the Seventh Street Viaduct.

(7) 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 23rd day of September, 1925.

H. B. Brundage

C. Seavey

E. S. Murdock

Leon White

Commissioners.