

Decision No. 16,468.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of  
ARCADIA BANDINI BAKER ESTATE COMPANY,  
a corporation, For Permission to  
Install a Railroad Crossing over  
Atlantic Avenue, County of Los  
Angeles, State of California.

Application No. 11,690.

ORIGINAL

BY THE COMMISSION:

O R D E R

Arcadia Bandini Baker Estate Company, a corporation, filed the above-entitled application with this Commission on the 14th day of September, 1925, asking for authority to construct its track at grade across Atlantic Avenue in the County of Los Angeles, State of California, as hereinafter set forth. A temporary permit has been granted by the Board of Supervisors of said County for the construction of said crossing at grade. 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 Atlantic Avenue 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 Arcadia Bandini Baker Estate Company to construct its track at grade across Atlantic Avenue,

in the County of Los Angeles, State of California, as shown by the maps (Exhibits "B" and "C") 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 substantially in accordance with Standard No. 2, as specified in General Order No. 72 of this Commission and shall be constructed of a width to conform to that portion of said avenue now graded, with the tops of rails flush with the pavement, and with grades of approach not exceeding three (3) 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) No train, engine, motor or car shall be operated over said crossing unless said train, engine, motor or car shall be under full control and unless traffic on the highway be protected by a member of the train crew or other competent employee acting as flagman.

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

(5) If said crossing shall not have been installed within one (1) 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.

(6) Applicant shall, within sixty (60) days submit a certified copy of a franchise from the County of Los Angeles for the construction of said crossing at grade, and in the event that this is not done, the authorization herein granted for the in-

stallation of said crossing shall lapse and shall thereupon become null and void and of no further force and effect.

(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 25<sup>th</sup> day of September, 1925.

W. A. Brundage  
C. L. Seaver  
George D. Fournier  
Ernest W. Smith  
Leon W. Smith

Commissioners.