

ORIGINAL

Decision No. 15705-

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of Los Angeles and Salt Lake Railroad Company, a corporation, for authority to construct, maintain and operate a certain steam railroad track, at grade, over Lincoln Street, in the City of Long Beach, State of California, and Jackson Street, Harrison Street, Ohio Avenue and Lincoln Street, in the County of Los Angeles, State of California.

Application No. 11,843.

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 17th day of October, 1925, asking for authority to construct a spur track at grade across Lincoln Street in the City of Long Beach, and Jackson Street, Harrison Street and Ohio Avenue in the unincorporated portion of the County of Los Angeles, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. C-457) has been granted by the City Council of Long Beach for the construction of said Lincoln Street crossing at grade, and by Ordinance No. 1341 N. S. the Board of Supervisors of Los Angeles County has granted applicant authority to construct said Jackson Street, Harrison Street and Ohio Avenue 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 grade separations or to avoid grade crossings at the points mentioned in this application with said Lincoln Street, Jackson Street, Harrison Street and Ohio 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 Los Angeles and Salt Lake Railroad Company to construct a spur track at grade across Lincoln Street, in the City of Long Beach as follows:

Beginning at a point in the prolongation of the northerly line of Lincoln Street distant westerly 16.52 feet, measured along said line from the easterly line of Ohio Avenue as said street and avenue are shown on map of the Townsite of Clearwater, recorded in Book 19, pages 51 to 54 of Miscellaneous Records of Los Angeles County, California; thence S.  $7^{\circ} 58'$  W. 80.82 feet to a point in the southerly line of said Lincoln Street distant easterly 122.0 feet from the northwest corner of Lot 16, Block 21 of California Co-Operative Colony Tract as per map recorded in Book 21, pages 15 and 16, Miscellaneous Records of said County;

and at grade across Jackson Street, Harrison Street and Ohio Avenue in the unincorporated portion of Los Angeles County, State of California, as follows:

Beginning at a point in the prolongation of the northerly line of Lincoln Street distant westerly 16.52 feet from the easterly line of Ohio Avenue as shown on map of the Townsite of Clearwater, recorded in Book 19, pages 51 to 54, Miscellaneous Records of Los Angeles County, California; thence N.  $7^{\circ} 58'$  E. 116.29 feet to a point in the easterly line of said Ohio Avenue, distant northerly 115.11 feet along said easterly line from the northerly line of Lincoln Street.

Crossing of Harrison Street:

Beginning at a point in the southerly line of Harrison Street distant easterly 28.5 feet from the easterly line of Ohio Avenue as said streets are shown on said map on the Townsite of Clearwater; thence N.  $0^{\circ} 12'$  W. 80.0 feet to a point in the northerly line of said Harrison Street distant easterly 28.5 feet from the easterly line of said Ohio Avenue.

Crossing of Jackson Street:

Beginning at a point in the southerly line of Jackson Street distant easterly 28.5 feet from the easterly line of Ohio Avenue as said streets are shown on said map of the Townsite of Clearwater; thence N. 0° 12' W. 80.0 feet to a point in the northerly line of said Jackson Street distant easterly 28.5 feet from the easterly line of said Ohio Avenue;

all of the above as shown by the map (marked Exhibit "A") 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 Jackson Street crossing shall be constructed equal or superior to type shown as Standard No. 2, in General Order No. 72 of this Commission and shall be constructed of a width to conform to that portion of said street now graded, with the tops of rails flush with the roadway, 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) The said crossings of Lincoln Street, Harrison Street and Ohio Avenue shall be so constructed that grades of approach not exceeding four (4) per cent will be feasible, in the event that the construction of roadways along said Lincoln Street, Harrison Street or Ohio Avenue shall hereafter be authorized, and so that said grade crossings may be made safe for the passage thereover of vehicular and other road traffic.

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

(5) 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.

(6) This order is made upon the express condition that Lincoln Street, Harrison Street and Ohio Avenue are not now actually constructed and open to travel at the respective points of crossing, and said order shall not be deemed an authorization for the construction of an opening of said streets and avenue, or any of them, to public use across said railroad track.

(7) The Commission reserves the right to make such further order 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 30<sup>th</sup> day of November, 1925.

H. B. Brundage

C. Seaman

George D. Squires

Edward C. ...

Leon ...

Commissioners.