

Decision No. 15935

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 a
certain steam railroad track, at grade,
in, over, along and across Elm Street
and Cypress Avenue, in the City of Los
Angeles, County of Los Angeles, State
of California.

ORIGINAL

Application No. 12286.

BY THE COMMISSION:

O R D E R

Los Angeles & Salt Lake Railroad Company, a corporation, filed the above-entitled application with this Commission on the 12th day of December, 1925, asking for authority to construct a spur track at grade across Elm Street and at grade across a portion of Cypress Avenue in the City of Los Angeles, County of Los Angeles, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance 53732) has been granted by the City Council of said City of Los Angeles 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 grade separations, or to avoid grade crossings at the points mentioned in this application with said Elm Street and said portion of Cypress Avenue and that this application should be granted subject to the conditions hereinafter speci-

fied.

THEREFORE, IT IS HEREBY ORDERED, that permission and authority be and it is hereby granted to Los Angeles & Salt Lake Railroad Company to construct a spur track at grade across Elm Street and at grade across a portion of Cypress Avenue, in the City of Los Angeles, County of Los Angeles, State of California, as follows:

Beginning at a point in the southwesterly line of the 20 foot right of way of the Glendale Branch of the Los Angeles & Salt Lake Railroad, said line being the northeasterly line of the westerly roadway of Cypress Avenue, distant northwesterly 22 feet, measured along said right of way line, from the prolongation of the northwesterly line of Elm Street, said point of beginning being a point in a curve concave easterly and having a radius of 461.73 feet, the radial line of which curve at said point bears north 65° 46' 59" east; thence southeasterly along said curve 136.54 feet to a point in the southwesterly line of Cypress Avenue distant southeasterly 55.59 feet, measured along said southwesterly line from the southeasterly line of Elm Street.

and as shown by the map (C-49) 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 crossing shall be constructed substantially in accordance with Standard No. 4, as specified in General Order No. 72 of this Commission and shall be constructed of a width 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 ten and one-half (10½) per cent on the westerly side and 6% on the easterly side; 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 6th day of February, 1926.

H. H. Brundage
C. C. Seaver
Edward C. C. C.
Leon A. Whitman

Commissioners.