

Decision No. 17048

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of
the County of Los Angeles, a body
corporate and politic, for permis-
sion to establish and construct a
grade crossing over the right-of-
way of the Southern Pacific Railroad
Company, to be known as Cogswell
Road in said County.

Application No. 12516.

ORIGINAL

BY THE COMMISSION:

O R D E R

The Board of Supervisors of the County of Los Angeles, State of California, filed the above entitled application with this Commission on the 10th day of February, 1926, asking for authority to construct a public road at grade across a track of Southern Pacific Company in said County, as hereinafter set forth. Said Southern Pacific Company has signified by letter that it has no objection to 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 with said track at the point mentioned in this application, 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 the Board of Supervisors of the County of Los Angeles, State of California, to construct Cogswell Road at grade across a track of Southern Pacific Company, as follows:

That portion of the Southern Pacific Railroad Company's right of way (Yuma Division), which lies between the prolongations across said right of way of the Northwesterly and southeasterly lines of Cogswell Road, formerly an unnamed road lying between Blocks A & B of Maxson's Subdivision of McLain Estate as shown on map recorded in Book 31, page 50 of Miscellaneous Records of Los Angeles County.

and as shown by the map (Exhibit "B") attached to the application, said crossing to be constructed subject to the following conditions, namely:

(1) The entire expense of constructing the crossing shall be borne by applicant. The cost of maintenance of said crossing up to lines two (2) feet outside of the outside rails shall be borne by applicant. The maintenance of that portion of the crossing between lines two (2) feet outside of the outside rails shall be borne by Southern Pacific Company. No portion of the cost herein assessed to applicant for the construction or maintenance of said crossing shall be assessed by applicant, in any manner whatsoever, to the operative property of Southern Pacific Company.

(2) The crossing shall be constructed of a width not less than twenty-four (24) feet and at an angle of seventy-four (74) degrees to the railroad and with grades of approach not greater than two (2) per cent; shall be constructed equal or superior to type shown as Standard No. 2 as specified in General Order No. 72 of this Commission; 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 crossing.

(4) An automatic flagman shall be installed for the protection of said crossing at the sole expense of applicant, said automatic flagman to be of a type and installed in accordance with plans or data approved by the Commission. The maintenance of said flagman shall be borne by Southern Pacific Company.

(5) 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.

(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 2d day of July, 1926.

H. B. Brundage

O. S. Brown

Frank D. ...

Commissioners.