

Decision No. 17556.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

ORIGINAL

In the matter of application of
HOLTON INTER-URBAN RAILWAY COMPANY,
for an order authorizing the con-
struction at grade of a spur track
across Fern Avenue and across the
alley in Block 38 in the City of
Holtville, County of Imperial, State
of California.

Application No. 13,255.

BY THE COMMISSION:

O R D E R

Holton Inter-Urban Railway Company, a corporation, filed the above-entitled application with this Commission on the 15th day of October, 1926, asking for authority to construct a spur track at grade across Fern Avenue and across the alley in Block 38, in the City of Holtville, County of Imperial, State of California, as hereinafter set forth. The necessary franchise or permit has been granted by the Board of Trustees of said City for the construction of said crossings 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 grade separations, or to avoid grade crossings at the points mentioned in this application with said Fern Avenue and alley in Block 38, and that this application should be granted subject to the conditions hereinafter specified, therefore,

IT IS HEREBY ORDERED, that permission and authority

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be and it is hereby granted to Holton Inter-Urban Railway Company to construct a spur track at grade across Fern Avenue and alley in Block 38, in the City of Holtville, County of Imperial, State of California, as follows:

Beginning at a point in the Westerly line of Fern Avenue distant northerly thereon 137 feet, more or less, from the Northwesterly corner of Fern Avenue and Fourth Street; thence southeasterly, along a straight line, a distance of 30 feet, more or less, to a point; thence continuing southeasterly along a curved line, concave to the northeast, having a radius of 458.59 feet (the tangent to said curve at last mentioned point is last described course) a distance of 51 feet, more or less, to a point in the Easterly line of Fern Avenue, distant northerly thereon, 120 feet, more or less, from the Northeastly corner of Fern Avenue and Fourth Street;

Beginning at a point in the Westerly line of the alley in Block 38, distant northerly thereon 115 feet more or less, from the northerly line of Fourth Street; thence southerly in a direct line a distance of 20 feet to a point in the easterly line of said alley, distant northerly thereon 115 feet more or less, from aforesaid northerly line of Fourth Street;

and as shown by the map (Los Angeles Div. drawing No.B-281) attached to the application; said crossings to be constructed subject to the following conditions, namely:

(1) The entire expense of constructing the crossings together with the cost of their maintenance thereafter in good and first-class condition shall be borne by applicant.

(2) Said crossings shall be so constructed that grades of approach not exceeding four (4) per cent will be feasible in the event that the construction of a roadway along said Fern Avenue and said alley in Block 38 shall hereafter be authorized and so that said grade crossings may be made safe for the passage thereover of vehicles and other road traffic.

(3) This order is made upon the express condition that Fern Avenue and alley in Block 38 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 street and alley to public use across said railroad tracks.

(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) 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 29th day of October, 1926.

H. B. ...
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Commissioners.