

Decision No. 17811

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the matter of the application of Los Angeles & Salt Lake Railroad Company, a corporation, for authority, under the provisions of Section 43 of the Public Utilities Act, to construct, maintain and operate a railroad spur track, at grade, across Soto Street, Alostá Street, Pitt Street, Allegheny Street, and along a certain alley, in City of Los Angeles.) Application No. 13411.

BY THE COMMISSION:

ORDER

Los Angeles and Salt Lake Railroad Company, a corporation, filed the above-entitled application with this Commission on the 23rd day of December, 1926, asking for authority to construct a spur track at grade across Soto, Alostá, Pitt and Allegheny Streets and a portion of a certain alley in Block 18, Tract 6783, all in the City of Los Angeles, County of Los Angeles, State of California, as hereinafter set forth. A temporary revocable permit, dated December 17th, 1926, has been granted by the Board of Public Works of said City of Los Angeles for the construction of said crossings at grade across said Soto and Allegheny Streets and said alley in Block 18. Applicant states that franchise or permit to cross said Alostá and Pitt Streets is not necessary, as the rights to construct trackage across said streets were reserved when map of Tract 6783 was recorded (Exhibit "C"). 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 Soto, Alostá, Pitt and Allegheny Streets

and with said portion of said alley 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, a corporation, to construct a spur track at grade across Soto, Alosta, Pitt and Allegheny Streets and a portion of a certain alley in Block 18, Tract 6783, all in the City of Los Angeles, County of Los Angeles, State of California, at the locations hereinafter particularly described and as shown by the map (Exhibit "D") attached to the application.

DESCRIPTION OF CROSSINGS

Soto Street

Beginning at a point in the easterly line of Soto Street distant S. $3^{\circ} 36' 50''$ E. 66.64 feet from the most Northerly corner of Lot 6, Tract No. 8626 as per map recorded in Book 121, pages 96 to 100 of Maps, records of Los Angeles County, California; thence N. $62^{\circ} 47' 20''$ W. 32.44 feet to the point of beginning of a curve concave Northeasterly, tangent to said last mentioned course and having a radius of 338.93 feet; thence northwesterly along said curve 38.41 feet to a point in the westerly line of Soto Street distant southerly 64.29 feet from the Northeasterly corner of Lot 2 said Tract No. 8626.

Allegheny Street

Beginning at a point in the Southerly line of Allegheny Street distant N. $62^{\circ} 31' 30''$ W. 171.56 feet from the most easterly corner of Lot 5, Block 8, Tract No. 6783, as per map recorded in Book 99, pages 77 to 84 of Maps, records of said County, said point of beginning being a point in a curve concave westerly and having a radius of 287.94 feet, the tangent to said curve at said point of beginning bearing N. $3^{\circ} 18' 14''$ E; thence Northerly along said curve 70.34 feet to a point in Northerly line of said Allegheny Street distant westerly 46.22 feet from the most Southerly corner of Lot 15, Block 18 of said Tract No. 6783.

Alley in Block 18, Tract No. 6783, being the easterly and westerly alley first south of Ninth Street and extending from Alosta to Soto Streets.

Beginning at a point in the Southerly line of said alley, distant N. $62^{\circ} 31' 30''$ W. 47.37 feet from the most easterly corner of Lot 12, Block 18 in said Tract No. 6783; said point of beginning being a point in a curve concave

southwesterly and having a radius of 287.94 feet; the tangent to which curve at said point bearing N. $47^{\circ} 22' 50''$ W; thence Westerly along said curve 76.11' to a point in the center line of said alley; thence along a tangent to said curve N. $62^{\circ} 31' 30''$ W., and along said center line 522.92 feet to a point in the easterly line of Alosta Street.

Alosta Street
Main Track

Beginning at a point in the southerly line of Alosta Street, distant N. $62^{\circ} 31' 30''$ W. 171.53 feet from the northeasterly corner of Lot 1, Block 1, Tract No. 6783 as shown on map recorded in Book 99 pages 77-84 of Maps, records of Los Angeles County, California; thence N. $4^{\circ} 59' 47''$ E. 64.93 feet to a point in the northerly line of Alosta Street distant N. $62^{\circ} 31' 30''$ W. 171.53 feet from the westerly line of Soto Street prolonged.

Pitt Street
Main Line

Beginning at a point in the southerly line of Pitt Street distant N. $62^{\circ} 31' 30''$ W. 171.53 feet from the northeasterly corner of Lot 5, Block 7, said Tract No. 6783; thence N. $4^{\circ} 59' 47''$ E. 64.93 feet to a point on the Northerly line of Pitt Street distant N. $62^{\circ} 31' 30''$ W. 171.53 feet from the Westerly line of Soto Street prolonged.

Alosta Street
Spur Track

Beginning at a point in the southerly line of Alosta Street distant N. $62^{\circ} 31' 30''$ W. 171.53 feet from the North-easterly corner of Lot 1, Block 1, said Tract No. 6783, said point of beginning being also a point in a curve concave easterly and having a radius of 338.93 feet, the tangent to said curve at said point bearing N. $4^{\circ} 59' 47''$ E; thence Northeast-erly along said curve 62.89 feet to a point in the Northerly line of Alosta Street distant N. $62^{\circ} 31' 30''$ W. 165.23 feet from the Westerly line of Soto Street prolonged.

Pitt Street
Spur Track

Beginning at a point in the southerly line of Pitt Street distant N. $62^{\circ} 31' 30''$ W. 171.53 feet from the Northeast-erly corner of Lot 5, Block 7, said Tract No. 6783, said point of beginning also being a point in a curve con-cave easterly and having a radius of 338.93 feet, the tangent to said curve at said point bearing N. $4^{\circ} 59' 47''$ E; thence Northeast-erly along said curve 62.89 feet to a point in the Northerly line of Pitt Street distant N. $62^{\circ} 31' 30''$ W. 165.23 feet from the easterly line of Soto Street prolonged.

Said crossings to be constructed subject to the following conditions, namely:

(1) Applicant shall, within sixty (60) days submit a certified copy of a franchise or permit from the City of Los Angeles for the construction of said crossings at grade of Soto and Allegheny Streets and the alley in Block 18 and in the event that this is not done, the authorization herein granted for the installation of said crossings shall lapse and shall thereupon become null and void and of no further force and effect.

(2) The entire expense of constructing the crossing of Soto Street, 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.

(3) Said crossing of Soto Street 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 without super-elevation and of a width to conform to that portion of said Soto Street now graded, with the tops of rails at same elevation as main line rails and flush with the roadway and with grades of approach not exceeding four (4) 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.

(4) Said crossings of Alosta, Pitt and Allegheny Streets and said alley in Block 18 shall be so constructed that grades of approach not exceeding two (2) per cent will be feasible in the event that the construction of roadway along said streets and alley shall hereafter be authorized and so that said grade crossings may be made safe for the passage thereover of vehicles and other road traffic.

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

(6) 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.

(7) This order is made upon the express condition that said Alosta, Pitt and Allegheny Streets and said alley in Block 18 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 alley to public use across said railroad track.

(8) 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 28th day of December, 1926.

H. B. ...

C. ...

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Commissioners.