

ORIGINAL

Decision No. 17823

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of application of Holton
Inter-Urban Railway Company, for an
order authorizing the construction at
grade of a spur track across the alley
in Block 39 in the City of Holtville,
County of Imperial, State of California.

Application No. 13413.

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 24th day of December, 1926, asking for authority to construct a spur track at grade across the alley in Block 39, in the City of Holtville, County of Imperial, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution, dated December 1st, 1926) has been granted by the Board of Trustees of said City of Holtville for the construction of said crossing 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 a grade separation or to avoid a grade crossing at the point mentioned in this application with said alley in Block 39 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 Holton Inter-Urban Railway Company to construct a spur track at grade across an alley in Block 39 in the

City of Holtville, County of Imperial, State of California, at the location hereinafter particularly described and as shown by the map (L.A. Div'n. Dwg. E-281, Sheet 1 of 1) attached to the application.

Description of Crossing

Beginning at a point in the Westerly line of said alley in Block 39, distant northerly thereon 182 feet, more or less, from the Northerly line of Fourth Street; thence northeasterly in a direct line to a point in the Easterly line of said alley, distant northerly thereon 185 feet, more or less, from said Northerly line of Fourth Street."

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

(1) The entire expense of constructing the crossing, 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.

(2) Said crossing 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 alley in Block 39 shall hereafter be authorized and so that said grade crossing may 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) 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.

(5) This order is made upon the express condition that said alley in Block 39 is not now actually constructed and open to travel at the point of crossing, and said order shall not be deemed

an authorization for the construction of an opening of said alley to public use across said railroad track.

(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 30th day of December, 1926.

H. B. Brundage

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Commissioners.