

Decision No. 17839

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of application of Southern Pacific Company for an order authorizing the construction at grade of a spur track across Market Street and across Gault Street, at the Station of Owensmouth, in the City of Los Angeles, County of Los Angeles, State of California.

**ORIGINAL**

Application No. 13379.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above-entitled application with this Commission on the 13th day of December, 1926, asking for authority to construct a spur track at grade across Market Street and at grade across Gault Street at the Station of Owensmouth, in the City of Los Angeles, County of Los Angeles, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 55,366) has been granted by the City Council 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 Market Street and Gault Street 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 Southern Pacific Company to construct a spur track at grade across Market and Gault Streets at the Station of

Owensmouth, 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 (Los Angeles Division Drawing F-8435) attached to the application.

#### Description of Crossings

Beginning at a point in the westerly line of Market Street, distant southerly thereon 35 feet, more or less, from its intersection with the westerly prolongation of the southerly line of Gault Street; thence northeasterly along a curved line, concave to the southeast and having a radius of 458.59 feet, a distance of 50 feet, more or less, to end of curve; thence northeasterly tangent to said last described curve, a distance of 91 feet, more or less to a point in the northerly line of Gault Street, distant easterly thereon 50 feet, more or less, from the northeast corner of Gault and Market Streets.

The above crossings shall be identified as Crossing No. BY-449.2-S.

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 for the safe and convenient use of the public, shall be borne by applicant.

(2) Said crossings shall be constructed substantially in accordance with Standard No. 2, in General Order No. 72 of this Commission and shall be constructed without superelevation and of a width to conform to those portions of said streets now graded, with the tops of rails flush with the roadway, and with grades of approach not exceeding one (1) per cent; 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 5<sup>th</sup> day of January, 1927.

W. B. ...  
A. ...  
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Commissioners.