

Decision No. 18356.

~~CONFIDENTIAL~~

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the Application of the City of Huntington Beach, Orange County, State of California, for leave to construct and maintain a crossing of a public highway over a railroad of the Southern Pacific Company and Southern Pacific Railroad Company and Pacific Electric Railway Company, on Hartford Street, between Alabama Avenue in said City.

Application No. 13,480.

BY THE COMMISSION:

O R D E R

The Board of Trustees of the City of Huntington Beach, County of Orange, State of California, filed the above entitled application with this Commission on the 20th day of January, 1927, asking for authority to construct a public street known as Hartford Street at grade across the single track of the Newport Branch of Southern Pacific Company, in the said City of Huntington Beach as hereinafter set forth. This section of track is operated jointly by Southern Pacific Company and Pacific Electric Railway Company. Both Companies have signified by letters that they have 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 Trustees of the City of Huntington Beach, County of Orange, State of California, to construct Hartford Street at grade across the track of Southern Pacific Company at the location hereinafter particularly described and as shown by the map (Exhibit "A") attached to the application.

Description of Crossing

Beginning at the Southeasterly corner of Block 704, Wesley Park Tract, as per map thereof on file in Miscellaneous Maps, Book 4, Page 17, Records of Orange County, California; thence Easterly 40 feet to the Southwesterly corner of Block 801, Vista Del Mar Tract, Knoll Section, as per map thereof on file in Miscellaneous Maps, Book 4, Page 4, Records of Orange County, California; thence Southerly 75 feet to the Northwesterly corner of Block 701 of Vista Del Mar Tract, Knoll Section; thence Westerly 40 feet to the Northeasterly corner of Block 604, Huntington Beach Main Street Section as per map thereof on file in Miscellaneous Maps, Book 3, Page 43, Records of Orange County, California; thence Northerly to the point of beginning.

The above crossing shall be identified as Crossing No. EXON-524.0.

Said crossing shall be constructed subject to the following conditions and not otherwise:

(1) The entire expense of constructing the crossing shall be borne by applicant. The cost of maintenance of that portion of said crossing outside of 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 fifty (50) feet and not more than seventy-five (75) feet and at an angle of ninety (90) degrees to the railroad and with grades of approach not greater than two (2) per cent; shall be constructed substantially in accordance with Standard No. 2 as specified in General Order No. 72 of this Commission; shall be protected by a standard No. 1 crossing sign as specified in General Order No. 75 of this Commission and shall in every way be made safe for the passage thereon of vehicles and other road traffic.

(3) The existing public crossing of Indianapolis Street located three hundred (300) feet north of Hartford Street crossing herein authorized shall be legally abandoned and effectively closed to public use and travel.

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

(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 14th day
of May, 1927.

W. R. Brundage

W. L. Seavey

John White

Paul R. ...

Commissioners.