

Decision No. 19072.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application
of The Atchison, Topeka and Santa
Fe Railway Company, a corporation,
and Los Angeles & Salt Lake Railroad
Company, a corporation, for author-
ity to discontinue operation of
interlocking plant at Fullerton, Cal-
ifornia, between the hours of 6:00
P.M. and 8:00 A.M.

Application No. 14,125.

BY THE COMMISSION:

O R D E R

The Atchison, Topeka and Santa Fe Railway Company, a corporation, and the Los Angeles & Salt Lake Railroad Company, a corporation, filed the above entitled joint application with this Commission on the 5th day of October, 1927, in which authority is requested to discontinue the operation between the hours of 6:00 P.M. and 8:00 A.M. of the interlocking plant known as the Commonwealth Avenue Interlocker, near the City of Fullerton, County of Orange, State of California. The application sets forth that this interlocking plant was installed in accordance with a written agreement between the interested parties, dated October 11, 1922, and that said interlocking plant not only protects the operations on the rail lines but also protects traffic on Commonwealth Avenue by the operation of crossing gates and a Standard wig wag signal from the tower. Application further sets forth that no engines, trains or cars

are operated over the track of the Los Angeles and Salt Lake Railroad Company between the hours of 6:00 P.M. and 8:00 A.M.; that applicants have agreed subject to the approval of this Commission that the interlocking plant shall be closed each day during such period, that derrails on the Salt Lake line shall be left open during such period and that the interlocking plant shall be lined up for Santa Fe trains during said period. The discontinuance of operation of said tower from 6:00 P.M. to 8:00 A.M. will result in a saving to applicants of the sum of Two Hundred Seventeen and Fifty-Hundredths Dollars (\$217.50) per month in towermen's wages.

It appears to this Commission that the present proceeding is not one in which a public hearing is necessary; that the request made by applicants is reasonable and should be granted subject to certain conditions, therefore

IT IS HEREBY ORDERED that permission and authority be and it is hereby granted to The Atchison, Topeka and Santa Fe Railway Company and the Los Angeles & Salt Lake Railroad Company to discontinue the operation of the Commonwealth Avenue interlocking plant near the City of Fullerton, County of Orange, State of California, between the hours of 6:00 P.M. and 8:00 A.M. daily, subject to the following conditions and not otherwise:

1. Crossing gates protecting Commonwealth Avenue and operated from the tower shall be removed.

2. The existing automatic flagman located in the triangle formed by the two railroad tracks and Commonwealth Avenue shall be moved to the opposite corner of the crossing of Commonwealth Avenue with the Los Angeles & Salt Lake Railroad Company's tracks.

3. An additional automatic flagman shall be installed on the southerly side of the Santa Fe tracks on the easterly side of Commonwealth Avenue.

4. The cost of installing and maintaining the changes herein ordered shall be born in such manner as may be agreed by applicants. Copy of said agreement shall be filed with the Commission within sixty (60) days from the date of this order. If applicants are unable to agree the Commission will apportion the cost of installation and maintenance of said changes and additions as it may deem right and proper by supplemental order.

5. After the necessary changes in locking and circuit controls have been completed on account of the changes herein ordered and before the plant is again placed in operation, the Commission will upon application inspect the same and if satisfactory issue its order authorizing its operation thereafter under the rules and regulations of the Commission's General Order No. 33, or such other rules and regulations as this Commission may issue on such matters.

6. If changes herein authorized 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. 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.

Dated at San Francisco, California, this 2nd day
December
of November, 1927.

Edmund

Clancy

Leon Whidell

Thos S. Powell

W. J. Cur

Commissioners.