

LRK LV

Decision No. 19415.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

ORIGINAL

In the Matter of the Application
of PACIFIC ELECTRIC RAILWAY COMPANY
for Authority to Construct a Spur
Track at Grade Across Olive Street
in the City of Rialto, California.

Application No. 14397.

BY THE COMMISSION:

O R D E R

Pacific Electric Railway Company, a corporation, filed the above-entitled application with this Commission on the 1st day of February, 1928, asking for authority to construct a spur track at grade across Olive Street, in the City of Rialto, County of San Bernardino, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 107) has been granted by the Board of Trustees of said City 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 Olive 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 Pacific Electric Railway Company to construct a spur track at grade across Olive Street in the City of Rialto, County of San Bernardino, State of California, at the

location hereinafter particularly described and as shown by the map (C.E. #7680) attached to the application.

DESCRIPTION OF CROSSING

Commencing at a point in the easterly line of Olive Street distant southerly thereon 413.88 feet from the southerly line of Rialto Avenue; thence northwesterly at an angle of $74^{\circ}19'30''$ with said easterly line of Olive Street, 11.55 feet to the beginning of a tangent curve concave to the northeast and having a radius of 175.91 feet; thence northwesterly along said curve, 38.94 feet; thence northwesterly in a direct line 14.61 feet to a point in the westerly line of said Olive Street distant southerly thereon 389.26 feet from the southerly line of Rialto Avenue.

The above crossing shall be identified as Crossing No. 3R-9.2-C.

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 constructed equal or superior to type shown as Standard No. 3, in General Order No. 72 of this Commission and shall be constructed without superelevation and of a width to conform to that portion of said street now graded, with the tops of rails at same elevation as main line rails and flush with the pavement, and with grades of approach not exceeding two (2) 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.

(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) The Commission reserved 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 28th day of February, 1923.

Leon Whiteley
C. M. ...
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Commissioners.