

Decision No. 19461

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 Los Angeles Railway Corporation for
 authority to construct crossing at
 grade over the tracks of Pacific
 Electric Railway Company at Fifth
 and Figueroa Streets, City of Los
 Angeles, County of Los Angeles.

Application No. 14371.

BY THE COMMISSION:

O R D E R

Los Angeles Railway Corporation, a corporation, filed the above entitled application with this Commission on the 25th day of January, 1928, asking for authority to construct its double track electric street railway in West Fifth Street at grade across the double track line of Pacific Electric Railway Company in Figueroa Street, in the City of Los Angeles, County of Los Angeles, State of California. Pacific Electric Railway Company has signified by letter that it has no objection to the granting of the application. An agreement, covering the installation, operation, maintenance and protection of the crossing, has been entered into by the interested parties. Copy of said agreement is attached to the application (Exhibit "B"). 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 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 Los Angeles Railway Corporation to construct its double track electric street railway in West Fifth Street at grade across the double track line of Pacific Electric Railway Company in Figueroa Street, in the City of Los Angeles, County of Los Angeles, State of California, shown by the map (Exhibit "A") attached to the application.

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) Applicant shall, within sixty (60) days of the date of this order, file with the Commission a certified duly executed copy or copies of agreement or agreements with said Pacific Electric Railway Company, covering the terms of installation, operation and maintenance of said crossings.

(3) All trains, motors, engines or cars of applicant and Pacific Electric Railway Company shall stop before crossing the tracks of the other party and shall not proceed thereover until it has been ascertained that it is safe so to do.

(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 10th day of March, 1928.

C. Sawyer

Thos. S. Lovett

M. J. Conroy

Commissioners.