

Decision No. 20173

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of application of South
ern Pacific Company for an order au-
thorizing the construction at grade
of spur track across 3rd Street in the
City of El Centro, County of Imperial,
State of California.

Application No. 14979.

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 20th day of August, 1928, asking for authority to construct a spur track at grade across Third Street, in the City of El Centro, County of Imperial, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 305) 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 Third 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 Third Street in the City of El Centro, County of Imperial, State of California, at the location hereinafter particularly described and as shown by the map (Los Angeles Divn. Drawing D-20, Sheet No. 1) attached to the application.

Description of Crossing

BEGINNING at a point in the westerly line of Third Street, distant due North thereon 454 feet, more or less, from its intersection with the Northerly line of Commercial Avenue; thence South 65°25' East, a distance of 65.98 feet to a point in the easterly line of Third Street, distant due North thereon 426 feet, more or less, from its intersection with aforesaid Northerly line of Commercial Avenue.

The above crossing shall be identified as a portion of Crossing No. EN-699.3-C.

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

(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. 2, 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 flush with the roadway and with grades of approach not exceeding two (2) per cent; 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 suitable 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 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 29th day of August, 1928.

C. S. Sweeney

Emm. Scott

Thos. L. Loret

Commissioners.