

Decision No. 20467

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,)
for authority to construct a spur)
track over and along Minerva)
Street and across 23rd Street, in)
the city of Los Angeles, County of)
Los Angeles, State of California.)

APPLICATION NO. 15163.

ORIGINAL

BY THE COMMISSION:

O R D E R

The Atchison, Topeka and Santa Fe Railway Company, a corporation, filed the above entitled application with this Commission on the 30th day of October, 1928, asking for authority to construct a spur track at grade across 23rd Street (Lenard Street) and along and across Minerva Street in the city of Los Angeles, County of Los Angeles, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 62,083) has been granted by the City Council 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 23rd (Lenard) Street and along and across Minerva 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 The Atchison, Topeka and Santa Fe Railway Company to construct a spur track at grade across 23rd (Lenard) Street and along and across Minerva Street in the city of Los Angeles, County of Los Angeles, State of California, at the location hereinafter particularly described and as shown by the map (Division Engineer's Drawing No. L-5-9793) attached to the application.

Description of Crossing.

Beginning at a point in the center line of The Atchison, Topeka and Santa Fe Railway Company's existing Track No. 1 (the center line of said Track No. 1 is 10.35 feet distant westerly from the eastern line of said Minerva Street), distant thereon 194.61 feet southerly from the center line of said 23rd Street, thence northwesterly 61.31 feet on a curve concave to the west having a radius of 398.937 feet to a point of compound curve; thence continuing northwesterly 59.58 feet on a curve concave to the west having a radius of 287.939 feet; thence northwesterly 104.88 feet on a reverse curve concave to the east having a radius of 287.939 feet to a point distant 10 feet easterly from and at right angles to the western line of said Minerva Street; thence northerly 147.61 feet on tangent parallel with the western line of said Minerva Street.

The above crossing shall be identified as a portion of Crossing No. 2W-0.71-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 of 23rd Street 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 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 three (3) 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 10th day of November 1928.

[Signature]

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COMMISSIONERS.