

Decision No. 21321

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, maintain and operate a single railroad spur track across Washington Boulevard in the City of Vernon, County of Los Angeles, State of California.

**ORIGINAL**

Application No. 15649

BY THE COMMISSION:

ORDER

The Atchison, Topeka and Santa Fe Railway Company, a corporation, filed the above entitled application with this Commission on the 23rd day of May, 1929, asking for authority to construct a spur track at grade across Washington Boulevard in the City of Vernon, County of Los Angeles, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No. 421) 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 Washington Boulevard 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 Washington Boulevard in the City of Vernon, County of Los Angeles, State of Cali-

ornia, at the location hereinafter particularly described and as shown by the map (C.E.C.L.No.187-18828) attached to the application.

Description of Crossing

Beginning at a point in the southwesterly line of Washington Boulevard 3.94 feet southeasterly along said southwesterly line from the angle point in the northerly line of Lot 81, as shown on map entitled Map of Rancho Laguna, and marked with the name of Cave J. Coutts et al, filed as Exhibit A in Action No.B-25296, copy of which is recorded in Book 6387, page 1 et seq. of Deeds, Records of Los Angeles County; thence on a curve with a radius of 603.805 feet concave to the south 42.81 feet to the center line of said boulevard and continuing 47.30 feet to a point on the northeasterly line of said boulevard distance 86.7 feet southeasterly along said northeasterly line from the most westerly corner of Lot 81½ of said Rancho Laguna; the tangent to said curve where it intersects the center line of said boulevard makes an easterly angle with said center line of 33 degrees 38 minutes, all as shown on the aforesaid print No.187-18828.

The above crossing shall be identified as Crossing No.2-146.03-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.3, in General Order No.72 of this Commission and shall be constructed without super-elevation and of a width to conform to that portion of said street now graded, with the tops of rails flush with the pavement, and with grades of approach not exceeding one (1) per cent; shall be protected by two Standard No.1 crossing signs 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) No train, engine, motor or car shall be operated over

said crossing unless said train, engine, motor or car shall be under full control and unless traffic on the highway be protected by a member of the train crew or other competent employe acting as flagman.

(4) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing.

(5) 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.

(6) 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 1<sup>st</sup> day of July, 1929.

Thos D. Lott  
C. L. Seaver  
Wm. J. ...  
M. A. ...  
Commissioners