

DECISION NO. 21825

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, operate)
and maintain a steam railroad track) Application No.15966
over and across Wilson Street, be-)
tween Bay and Sacramento Streets,)
in the City of Los Angeles, County)
of Los Angeles, State of California.)

ORIGINAL

BY THE COMMISSION:

ORDER

The Atchison, Topeka and Santa Fe Railway Company, a corporation, filed the above entitled application with this Commission on the 20th day of September, 1929, asking for authority to construct a spur track at grade across Wilson Street between Bay and Sacramento Streets, in the City of Los Angeles, County of Los Angeles, State of California, as hereinafter set forth. The necessary franchise or permit (Ordinance No.64762) 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 Wilson 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 Wilson Street between Bay and Sacramento Streets 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 (Div. Eng'rs Drwg. No. L-5-10470) attached to the application.

DESCRIPTION OF CROSSING

Beginning at a point in the western line of Wilson Street, said point lying 38.61 feet southerly from the southwestern corner of Bay and Wilson Streets; thence southeasterly, on tangent, 40.12 feet, to point in the eastern line of Wilson Street, said point lying 116.82 feet southerly from the southeastern corner of Bay and Wilson Streets, said center line of said spur track makes a northeasterly angle of $95^{\circ}37'$ with said eastern line of Wilson Street.

The above crossing shall be identified as a portion of Crossing No. 2-142.85-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 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 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) No train, motor, engine or car shall be operated over said crossing at a speed in excess of six (6) miles per hour.

(4) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the instal-

lation 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 28th day of

September, 1929.

Paul S. Lunt

Al Seaver

Leon White

M. A. C.

Commissioners