

Decision No. 21735.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of application of Southern Pacific Company for an order authorizing the construction at grade of a spur track across Brighton Avenue, in the City of El Centro, County of Imperial, State of California.

ORIGINAL

Application No. 16049

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, filed the above entitled application with this Commission on the 29th day of October, 1929, asking for authority to construct a spur track at grade across a portion of Brighton Avenue, in the City of El Centro, County of Imperial, State of California, as hereinafter set forth. The necessary franchise or permit (Resolution, dated October 22nd, 1929) 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 Brighton Avenue, 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 Brighton Avenue at the location hereinafter particularly described and as shown by the map (L.A. Div'n. Drawing B-965) attached to the application.

Description of Crossing

Beginning at the intersection of the westerly line of the right of way (300 ft. wide) of the Inter-California Railway Company (Southern Pacific Company) with the center line of Brighton Ave. thence north-westerly along a 15-degree curve to the left, a distance of 37 ft. more or less to a point in the northerly line of Brighton Ave., distant westerly thereon 13 ft. more or less, from the aforesaid westerly right of way line.

The above crossing shall be identified as Crossing No. BN-699.95-C.

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

(1) The entire expense of constructing and maintaining said crossing shall be borne by applicant.

(2) The crossing shall be constructed of a width to conform to the remainder of the street, with grades of approach not greater than four (4) per cent; shall be constructed equal or superior to Standard No. 2, as specified in General Order No. 72 of this Commission; 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 October, 1929.

David L. Mitchell

Ernest W. Smith
Leon C. Smith

Commissioners.