

Decision No. 23381

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of the Application)
of THE ATCHISON, TOPEKA AND SANTA)
FE RAILWAY COMPANY, a corporation,)
for authority to construct a spur)
track across East 26th Street, in)
the City of Vernon, Los Angeles)
County, California. .)

APPLICATION NO. 17077

BY THE COMMISSION.

O R D E R

The Atchison, Topeka and Santa Fe Railway Company, a corporation, on December 26, 1930, applied for authority to construct a spur track at grade across East 26th Street in the City of Vernon, County of Los Angeles, State of California.

The necessary franchise or permit (Ordinance No. 440) has been granted by the Board of Trustees of said City for the construction of said crossing at grade.

It appearing that a public hearing is not necessary herein; 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 and that the application should be granted subject to certain conditions,

IT IS HEREBY ORDERED that The Atchison, Topeka and Santa Fe Railway Company is hereby authorized to construct a spur track at grade across East 26th Street in the City of Vernon, County of Los Angeles, State of California, at the location more particularly

described in the application and as shown by the map (Div. Eng'r's Dr'w'g No. L-5-11182) attached thereto, subject to the following conditions:

- (1) The above crossing of East 26th St. shall be identified as Crossing No. 2-144.35-C.
- (2) The entire expense of constructing and thereafter maintaining the crossing in good and first-class condition for safe and convenient use of the public, shall be borne by applicant.
- (3) Said crossing shall be constructed equal or superior to the type shown as Standard No. 3 in our General Order No. 72, 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 pavement and with grades of approach not exceeding two (2) percent, and shall be protected by a Standard No. 1 crossing sign, as specified in our General Order No. 75.
- (4) No train, motor, engine or car shall enter upon said crossing at a speed greater than six (6) miles per hour and unless traffic on the highway be protected by a member of the train crew or other competent employee acting as flagman. After having entered upon the crossing, it shall be cleared as quickly as is practicable.
- (5) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing and of its compliance with the conditions hereof.
- (6) The authorization herein granted shall lapse and become void if not exercised within one (1) year from the date hereof, unless further time is granted by subsequent order.
- (7) 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, public convenience and necessity demand such action.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 9th day of February, 1931.

C. A. Seaver
W. J. O'Connell
M. J. Linn
W. B. Hayes
Fred G. Stewart
Commissioners