

Decision No. 24411

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of the CITY OF FULLERTON, a Municipi-)
pal Corporation, for permission to)
alter the crossing of a highway over)
a railroad, to-wit: to widen the)
highway bridge on North Spadra Road)
in said city over the tracks of the)
Los Angeles and Salt Lake Railroad)
Company.)

APPLICATION NO. 17876

BY THE COMMISSION.

ORIGINAL

ORDER

The City of Fullerton, on December 23, 1931, applied for authority to widen and improve a public highway known as North Spadra Road, at separated grades over the Anaheim Branch track of the Los Angeles and Salt Lake Railroad Company in the said City of Fullerton, County of Orange, State of California.

Applicant, on December 22, 1931, advised, in writing, that the Los Angeles and Salt Lake Railroad Company, the State Highway Commission and the City have agreed on terms of construction and maintenance and the division of costs thereof, and that an agreement covering same is now in the process of execution.

It appearing that a public hearing is not necessary herein; that it is in the interest of public convenience and necessity that the overgrade crossing be reconstructed, and that the application should be granted, subject to certain conditions.

IT IS HEREBY ORDERED that the City of Fullerton is hereby authorized to widen and improve a public highway known as North Spadra Road at separated grade over the Anaheim Branch track of the Los Angeles and Salt Lake Railroad Company, in the said City of Fullerton, County of Orange, State of California, at the

location more particularly described in the application and substantially in accordance with and as shown by the plan (Exhibit "A") attached to the application, subject to the following conditions:

- (1) The above crossing shall be identified as a portion of Crossing No. 3Y-12.4-A.
- (2) The entire expense of reconstructing and thereafter maintaining the overgrade crossing in good and first-class condition for safe and convenient use of the public shall be borne in accordance with an agreement to be hereinafter entered into by the interested parties, a certified copy of which shall be filed with this Commission for its approval, within sixty (60) days from the date hereof. Should said agreement not be filed within the above time, and further time not be granted by subsequent order, said costs will be apportioned by supplemental order herein.
- (3) Applicant shall file, within sixty (60) days from the date hereof and prior to the commencement of construction, a set of plans for said crossing, showing the proposed separation in plan and elevation, together with roadway widths and clearances, drainage and lighting facilities, which plans shall have been approved by the interested parties.
- (4) Said overgrade crossing shall be reconstructed with clearances conforming to the provisions of our General Order No. 26-C.
- (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.

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

Dated at San Francisco, California, this 18th day of

January, 1932.

Cl. Seavy
Leon Whiskey
W. B. Hamlin
Fred G. Stewart
Commissioners.