ORIGINAL

Decision No. 10556.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the matter of the application of Pacific Electric Railway Company for permission to construct a spur track at grade across Alloy in Block 28 between Commonwealth avenue and Santa Fe Avenue in the City of Fullerton, County of Orange, State of California.

Application 7907.

BY THE COMMISSION:

## ORDER

Pacific Electric Railway Company, a corporation, having a June 2, 1922 filed with the Commission an application for permission to construct a spor track at grade across Alley in Block 28, between Commonwealth Avenue and Santa Fe Avenue in the City of Fullerton, County of Orange. State of California, as hereinafter indicated, and it appearing to the Commission that this is not a case in which a public hoaring is nocessary; that the necessary franchise or permit (Ordinance No. 271) has been granted by Board of Trustees of said City of Fullerton for the construction of said crossing at grade, and it further appearing that it is not reasonable nor practicable to avoid a grade crossing with said Alley, and that this application should be granted subject to the conditions horeinafter specified,

IT IS HERREDY ORDERED, that permission be and it is hereby granted Pacific Electric Railway Company to construct a spur track at grade across Alley in Block 28, between Commonwealth Avenue and Santa Fe Avenue, in the City of Fullerton, County of Orange, State of California, described as follows:

"Commencing at a point in the northerly line of that certain alley running east and west through Block 28, of the Townsite of Fullerton, as shown on map recorded in Block 22, pages 3, et seq. miscellaneous Records of Los Angeles County. California, said point being distant westerly 52.74 feet from the southeast corner of lot 13 in said Block; thence southwesterly 10.62 feet to the beginning of a curve concave easterly and having a radius of 150 feet; thence southwesterly along said curve 9.94 feet to a point in the southerly line of said alley, distant 57.5 feet westerly from the northeast corner of Lot 48 in said Block,"

all of the above as shown by the map attached to the application; said crossing to be constructed subject to the following conditions, viz:

- (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 of a width and type of construction to conform to that portion of alley now graded, with grades of approach not exceeding four (4) per cent; shall be protected by a suitable crossing sign and shall in every way be made safe 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) The authorization herein granted for the installation of said crossing shall lapse and become void one year from the date of this order onless forther 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.

Dated at Sam Francisco. California, this day of Jone, 1922.

Mandigo Den Hoore

Commissioners.