

Decision No. 10731

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the matter of the application of Southern Pacific Company for permission to construct a spur track at grade across Twelfth Street and Railroad Avenue in the City of Los Angeles, County of Los Angeles, State of California.

Application No. 8053

BY THE COMMISSION:

ORIGINAL

ORDER

Southern Pacific Company, a corporation, having on July 17, 1922, filed with the Commission an application for permission to construct a spur track at grade across Twelfth Street and Railroad Avenue in the City of Los Angeles, County of Los Angeles, State of California, as hereinafter indicated, and it appearing to the Commission that this is not a case in which a public hearing is necessary; that a revocable permit has been granted by the Board of Public Works of said City of Los Angeles for the construction of said crossings at grade, and that the City Council of Los Angeles has advised the Commission that there is no objection to the granting of the application prior to the issuance of a franchise, and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said Twelfth Street and Railroad Avenue, and that inasmuch as an emergency exists this application should be granted under Rule XII of the Rules of Procedure subject to the conditions hereinafter specified;

IT IS HEREBY ORDERED, that permission be and it is hereby granted Southern Pacific Company to construct a spur track at grade

across Twelfth Street and Railroad Avenue in the City of Los Angeles, County of Los Angeles, State of California, described as follows:

Beginning at a point on the southerly line of 12th Street, said point being 45 feet westerly from the southwest corner of 12th Street and Railroad Avenue; thence northeasterly along arc of circular curve with radius of 764.08 feet a distance of 67 feet to point of compound curve; thence continuing northeasterly along arc of curve with radius of 318.64 feet a distance of 5 feet to a point on the northerly line of 12th Street, said point being distant 28 feet measured westerly along said northerly line of 12th Street from its intersection with the westerly line of Railroad Avenue.

Beginning at a point on the westerly line of Railroad Avenue, distant 66 feet measured northerly along said westerly line of Railroad Avenue from its intersection with the northerly line of 12th Street; thence northeasterly along the arc of circular curve with radius of 318.64 feet and concave to the southeast a distance of 89 feet to a point on the easterly line of Railroad Avenue distant 124 feet from the northeasterly corner of 12th Street and Railroad Avenue.

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

(1) The entire expense of constructing the crossings, together with the cost of their maintenance thereafter in good and first-class condition for the safe and convenient use of the public shall be borne by applicant.

(2) Said crossings shall be constructed of a width and type of construction to conform to those portions of Twelfth Street and Railroad Avenue 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 not having filed the requisite franchise from the City Council of Los Angeles, shall within thirty (30) days of the date of this order file with the Commission a copy of said franchise granted by the City of Los Angeles for the construction of the

spur track over Twelfth Street and Railroad Avenue, and in the event of a refusal to grant such franchise shall, within ten days from the date of such refusal remove said track and restore the streets to the condition existing prior to installation thereof.

(4) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing.

(5) The authorization herein granted for the installation of said crossing shall lapse and become void one year from the date of this order 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 crossings 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 San Francisco, California, this 20<sup>th</sup> day of July, 1922.

*H. B. ...*  
*Living Martin*

*J. F. ...*

Commissioners.