Decision No. 1/3/9



BEFORE THE BAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the matter of the application of Los Angeles & Salt Lake Railroad Company, a corporation, for authority to construct, maintain and operate a certain spur track across a spur track of The Atchison, Topeka & Santa Fe Railway Company, and across the main line of the Pacific Electric Railway Company, all within the City of Fullerton, County of Orange, State of California.

Application No. 8458

BY THE COMMISSION:

O R D E R

Los Angeles & Salt Lake Railroad Company, & corporation,

having on December 1, 1922 filed with the Commission an application for permission to construct a spar track at grade across a spur track of The Atchison, Topeka & Santa Fe Railway Company, a corporation, and across a main line track of Pacific Electric Bailway Company, a corporation, all within 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 hearing is necessary; that said The Atchison, Topeka & Santa Fe Railway Company and Pacific Electric Railway Company have consented to the crossings at their respective tracks subject to the execution of formal agreements covering the terms of installation and maintenance of said crossings and operation thereover, and it further appearing that it is not reasonable nor practicable to avoid grade crossings with said spur track of applicant and that this application should be granted subject to the conditions hereinafter specified,

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IT IS HEREBY CRDERED, that permission be and it is hereby granted Los Angeles & Salt Lake Railroad Company to construct a spur track at grade across a spur track of The Atchison, Topeka & Santa Fe Railway Company and across a main line track of Pacific Electric Railway Company in the City of Fullerton, County of Orange, State of California, respectively located in the southeast quarter of Section 20 and in the southeast quarter of Section 21, both sections in Township 3 South, Range 10 West, S.B.B.& M. as specifically shown on the exhibits attached to the application, 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 conditions shall be borne by applicant.

(2) All trains, motors and cars of applicant shall stop before crossing the tracks of The Atchison, Topeka & Santa Fe Railway Company and Pacific Electric Railway Company and shall not proceed thereover until the conductor or other competent trainman has gone upon the crossing to ascertain if it is safe so to do and shall have signalled to proceed.

(3) All trains, motors and cars of Pacific Electric Railway Company shall stop before crossing the tracks of Los Angeles & Salt Lake Railroad Company and shall not proceed thereover until the conductor or other competent trainman has gone upon the crossing to ascertain if it is safe so to do and shall have signalled to proceed.

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(4) Applicant shall, within sixty (60) days of the date of this order.file with the Commission duly executed agreements with said The Atchison, Topeka & Santa Fe Railway Company and Pacific Electric Railway Company covering the terms of installation and maintenance of said crossings and operation thereover.

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

(6) The authorization herein granted for the installation of said crossings will lapse and become void one year from the date of this order unless further time is granted by subsequent order.

Dated at San Francisco, California, this $5\frac{2\pi}{5}$ day of December, 1922.

Commissioners.