

Decision No. 27288.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of Application of
SOUTHERN PACIFIC COMPANY for an
order authorizing the construction
at grade of a side track in, along,
and across a portion of Chestnut
Avenue, in the City of Monrovia,
County of Los Angeles, State of
California.

Application No. 19562.

ORIGINAL

BY THE COMMISSION:

O R D E R

Southern Pacific Company, a corporation, on July 31, 1934, applied for authority to construct a side track at grade across a portion of Chestnut Avenue in the City of Monrovia, County of Los Angeles, State of California.

A copy of an ordinance dated January 10, 1889, passed by the Board of Trustees of said city, is attached to the application. Said ordinance grants applicant permission to construct a line of railroad track in, upon and through said Chestnut Street, together with all necessary turnouts, sidings, switches and other accessories.

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 Southern Pacific Company is hereby authorized to construct a side track at grade across a portion

of Chestnut Avenue in the City of Monrovia, County of Los Angeles, State of California, at the location more particularly described in the application and as shown by the maps attached thereto, subject to the following conditions:

- (1) This order is made upon the express condition that Chestnut Avenue is not now actually constructed and open to travel at the point of crossing and this order shall not be deemed an authorization for the construction of an opening of said street to public use across said side track.
- (2) 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.
- (3) 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.
- (4) 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 20th day of August, 1934.

Leon A. Kelly

W. G. Lee

M. B. Harris

Walter A. ...

Commissioners.