

Decision No. 28326.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of the People of the State of California, on relation of the Department of Public Works, for an order authorizing the construction of a crossing at separated grades of Route 60 of the State highway and the tracks of The Atchison, Topeka and Santa Fe Railway Company between N and O Streets, in the City of Los Angeles, County of Los Angeles, State of California.

Application No. 20168.

BY THE COMMISSION:

O R D E R

The People of the State of California, on relation of the Department of Public Works, on October 8th, 1935, applied for authority to construct a public highway, known as Road VII-LA-60-LA, at separated grade over the tracks of The Atchison, Topeka and Santa Fe Railway Company between N and O Streets in the City of Los Angeles, County of Los Angeles, State of California. The Atchison, Topeka and Santa Fe Railway Company, on October 16th, 1935, signified, in writing, that it has no objection to the construction of said overgrade crossing. 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 constructed and that the application should be granted, subject to certain conditions:

IT IS HEREBY ORDERED that the People of the State of California, on relation of the Department of Public Works, are hereby authorized to construct a public highway known as Road VII-L.A-60-LA at separated grade over the tracks of The

Atchison, Topeka and Santa Fe Railway Company between N and O Streets in the City of Los Angeles, County of Los Angeles, State of California, at the location as shown by the plan (Exhibit "A") attached to the application, subject to the following conditions:

- (1) The above crossing shall be identified as Crossing No. 2E-12.5-A.
- (2) The entire expense of constructing the crossing in good and first-class condition for safe and convenient use of the public shall be borne by applicant. The maintenance of the structure and the paving thereon shall be borne by applicant. The maintenance of the track and appurtenances thereto shall be borne by The Atchison, Topeka and Santa Fe Railway Company.
- (3) Applicant shall file, within one hundred and twenty (120) days from the date hereof and prior to the commencement of construction, a set of plans for said crossing, showing clearance, alignment and grades of approach, which plans shall have been approved by The Atchison, Topeka and Santa Fe Railway Company.
- (4) Said crossing shall be constructed 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 4th day of November, 1935.

Leon A. Whitley
M. J. Linn
M. B. Linn
Walter L. Linn
Frank R. Linn
-2- Commissioners.