

Decision No. 23007.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

Application of PACIFIC ELECTRIC RAILWAY COMPANY for authority to construct a spur track at grade across the northerly half of West Seventh Street, Long Beach, and across a forty foot easement for highway purposes granted to the City of Long Beach; also, to construct extension of drill track across said forty foot highway easement granted to the City of Long Beach.

Application No. 20664.

**ORIGINAL**

BY THE COMMISSION:

O R D E R

Pacific Electric Railway Company, a corporation, on July 10th, 1936, applied for authority to construct a spur track at grade across the northerly half of West Seventh Street and across a forty-foot easement for highway purposes granted to the City; also to construct an extension of a drill track across said forty-foot highway easement, all in the City of Long Beach, County of Los Angeles, State of California. Applicant alleges that it is possessed of reserved railroad rights in the area involved and is entitled to construct these railway tracks without the necessity of a permit being granted by the City of Long Beach. 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 points mentioned and that the application should be granted subject to certain conditions,

IT IS HEREBY ORDERED that Pacific Electric Railway Company is hereby authorized to construct a spur track at grade across the northerly half of West Seventh Street and across a

forty-foot easement for highway purposes granted to the city; also to construct an extension of a drill track across said forty-foot highway easement, all in the City of Long Beach, County of Los Angeles, State of California, at the location more particularly described in the application and as shown in red on the map (C.E. 10007) attached thereto, subject to the following conditions:

- (1) The above crossing shall be identified as Crossing No. 61DB-1.93.
- (2) The entire expense of constructing and thereafter maintaining the crossing in good and first-class condition for safe and convenient use of the public, shall be borne by applicant.
- (3) Said crossing shall be constructed equal or superior to the type shown as Standard No. 1, in our General Order No. 72, and shall be constructed of a width to conform to those portions of said streets now graded, with the tops of rails flush with the roadway and with grades of approach not exceeding three (3) per cent, and shall be protected by 2 Standard No. 1 crossing signs, as specified in our General Order No. 75-A.
- (4) 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.
- (5) 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.
- (6) 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 29th day of July, 1936.

M. B. Harris

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Walter A. ...

Frank R. ...

Commissioners.