

Decision No. 29817.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of the City of El Centro for an order authorizing the construction of certain crossings of certain drill and spur tracks of the Southern Pacific Company by Broadway in said City of El Centro.

ORIGINAL

Application No. 21136.

BY THE COMMISSION:

O R D E R

The City Council of the City of El Centro, County of Imperial, State of California, on April 16th, 1937, applied for authority to construct a public street known as Broadway at grade across two drill tracks and three spur tracks of Southern Pacific Company in the said City of El Centro. Southern Pacific Company, on May 10th, 1937, signified, in writing, that it has no objection to the construction of said crossing at grade. 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 with said tracks at the point mentioned and that the application should be granted, subject to certain conditions;

IT IS HEREBY ORDERED that the City Council of the City of El Centro, in the County of Imperial, State of California, is hereby authorized to construct Broadway at grade across two drill

tracks and three spur tracks of Southern Pacific Company, at the location more particularly described in the application and as shown by the maps (Exhibits "A" and "B"), attached thereto, subject to the following conditions and not otherwise:

- (1) The above crossing shall be identified as Crossing No. BN-699.5-C.
- (2) The entire expense of constructing the crossing shall be borne by applicant. The cost of maintenance of that portion of said crossing up to lines two (2) feet outside of the rails shall be borne by applicant. The maintenance of that portion of the crossing between lines two (2) feet outside of the rails shall be borne by Southern Pacific Company. No portion of the cost herein assessed to applicant for the construction or maintenance of said crossing shall be assessed by applicant, in any manner whatsoever, to the operative property of Southern Pacific Company. Southern Pacific Company shall perform all actual work of constructing the crossing between lines two (2) feet outside of the rails.
- (3) The crossing shall be constructed of a width of not less than fifty-six (56) feet and at an angle to the railroad as shown on Exhibit "A," attached to the application, and with grades of approach not greater than two (2) per cent; shall be constructed equal or superior to type shown as Standard No. 2 in our General Order No. 72; shall be protected by two Standard No. 1 crossing signs, as specified in our General Order No. 75-A, and shall in every way be made suitable for the passage thereon of vehicles and other road traffic.
- (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 15 day of June, 1937.

Leon Whitell  
Francis R. Miller  
Ramona K. ...  
Ray & Riley  
Commissioners.