

Decision No. 29938.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application)
of the City of Vernon for author-)
ity to construct a public crossing)
at Magnolia Avenue at grade across)
certain tracks (Fruitland industri-)
al tracks Nos. 9 and 59) of the)
Los Angeles & Salt Lake Railroad)
Company, in the City of Vernon.)

Application No. 21276

BY THE COMMISSION:

O R D E R

The City Council of the City of Vernon, County of Los Angeles, State of California, on June 17, 1937, applied for authority to construct a public street known as Magnolia Avenue at grade across two industrial spur tracks of the Union Pacific Railroad Company (Los Angeles & Salt Lake Railroad Company), in the said City of Vernon. Union Pacific Railroad Company, on March 20, 1937, signified, in writing, (Paragraph 3 (g) of the application) 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 Vernon, in the County of Los Angeles, State of California, is hereby authorized to construct Magnolia Avenue at grade across two industrial spur tracks of Union Pacific Railroad Company, at

the location more particularly described in the application and as shown by the maps attached thereto, subject to the following conditions and not otherwise:

- (1) The above crossing shall be identified as Crossing No. 3A-5.65-C.
- (2) The entire expense of constructing the crossing shall be borne by applicant. The cost of maintenance of that portion of said crossing outside of lines two (2) feet outside of the outside rails shall be borne by applicant. The maintenance of that portion of the crossing between lines two (2) feet outside of the outside rails shall be borne by Union Pacific Railroad Company.
- (3) The crossing shall be constructed of a width of not less than forty (40) feet and at an angle to the railroad, as shown on the maps attached to the application, and with grades of approach not greater than four (4) 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 (2) 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 28th day of

June, 1937.

Walter W. Wain
Leon Overhill
Frank R. Wain
Robert Wain
Ray L. Wain
COMMISSIONERS.