

Decision No. 38904

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of the Application of)
LOS ANGELES & SALT LAKE RAILROAD)
COMPANY and its lessee, UNION PACIFIC)
RAILROAD COMPANY, for an order direct-)
ing the physical closing of crossing)
at grade of Lexington Avenue, Pico,)
Los Angeles County, California, over)
the tracks of applicants.)

Application No. 25169

O P I N I O N

In Decision No. 36145, dated February 2, 1943, the Commission authorized the closing of an existing crossing at grade of a public road over the Union Pacific tracks at Lexington Road, Pico, California, designated as Crossing No. 3-9.8. This order was made after public hearing, and upon representation by the railroad company that the maintenance of a grade crossing at this point constituted a material hazard to the uninterrupted flow of troop movements and defense materials. On March 1, 1946, the County of Los Angeles petitioned the Commission for further order, asking that the crossing be reopened to public use and travel. That the railroad company anticipated such a move is evidenced by the fact that the crossing protection in existence at the location prior to its closing was never removed. In its letter of April 9, 1946, the railroad company has indicated that it will offer no objection to the proposal of Los Angeles County that Lexington Avenue be reopened since conditions prevalent at the time the original application was filed no longer exist. The application will be granted. A public hearing is not necessary.

O R D E R

The Los Angeles and Salt Lake Railroad Company, and its lessee, Union Pacific Railroad Company are hereby authorized to remove the barricades installed at the Lexington Avenue Crossing (Crossing No. 3-9.8) and restore the crossing to the condition existing prior to its closing pursuant to the provisions of Decision No. 36145, dated February 2, 1943. Concurrently with the removal of these barricades and the reopening of the crossing to public use, the existing protective devices shall be restored to operating condition.

Any expense in connection with the reopening of the Lexington Avenue crossing to public use shall be borne by Union Pacific Railroad Company.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 24
day of May, 1946.

Howard Anderson
Justus F. Casper
Frank W. Clark
Irving H. Jones

COMMISSIONERS