

DECISION NO. \_\_\_\_\_

ORIGINAL

Decision No. 2537

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application )  
of FRANK G. DRUM and WARREN OLNEY, )  
JR., Receivers of the property )  
of WESTERN PACIFIC RAILWAY COMPANY, )  
for an order authorizing the re- )  
moval of the freight and passenger )  
station at Lathrop, San Joaquin )  
County. )

APPLICATION NO. 1692.

Allan P. Matthew for applicants.

GORDON, Commissioner.

O P I N I O N.

This is an application of the Receivers of the property of the Western Pacific Railway Company for permission to remove the station heretofore maintained at Lathrop in San Joaquin County to a point approximately 1.12 miles westerly and to establish at such point a new station to be known as Garrison. A public hearing was held at Stockton on June 22, 1915, at which hearing all interested parties were present and the matter is now ready for decision.

The station of Lathrop is located in San Joaquin County on the Western Division of the Western Pacific Railway and is located 9.9 miles east of the station of Lyoth and 6.7 miles west of the station of Ortega. At the time of the construction of the Western Pacific Railway, a station building for the handling of the freight and passenger business originating at or destined to this point was erected by the Company but the station building was not opened for the use of the patrons of the Company, nor has an agent ever been maintained at Lathrop. The station of Lathrop has, therefore,

served the public and the patrons of the Western Pacific Railway as a non-agency station.

It is now proposed to move the station building from Lathrop to a new location 1.12 miles west, and to establish a new station to be known as Garrison, and also to install an agent at the new station. The proposed new station of Garrison will be a more convenient location for the majority of the patrons of the Western Pacific Railway as there is a greater settlement of the adjacent lands than exists in the vicinity of the station at Lathrop. There is also a large irrigation district known as the South San Joaquin Irrigation District, comprising approximately seventy thousand acres, which is now being developed, the ditches and other structures being completed and the water to be available for irrigation in the immediate future.

At the hearing of this case there was no opposition to the proposed removal of the station and the attorney for the applicant stated that it was not the intention to abandon the station of Lathrop as a non-agency station, that the side track at such point would be available for the shipment and delivery of carload freight, that less-than-carload shipments would be received and delivered, that passengers would board and leave trains, all in the same manner that has heretofore been customary inasmuch as Lathrop has always been a non-agency station since the commencement of the operation of the Western Pacific Railway, and while a station building was erected at Lathrop it has never been opened for the use of the public and there has never been an agent at this point, the business of the station having been conducted as a non-agency station at all times.

In view of the above facts the petition of the applicants renders necessary only the approval of this Commission as to the removal of the station building from its location at Lathrop to the proposed new location at Garrison, at which latter point the building is to be used as a station for the transaction of the freight and

passenger business of the applicants and where an agent is to be installed.

I, therefore, recommend the following form of order:

O R D E R.

Frank G. Drum and Warren Olney, Jr., Receivers of the property of the Western Pacific Railway Company, having made application to this Commission for permission to remove the station of Lathrop in San Joaquin County to a point approximately 1.12 miles west of Lathrop and to establish at such point a new station to be known as Garrison, a public hearing having been held and the Commission being fully advised in the premises, and it further appearing that the convenience of the public heretofore served by the station of Lathrop will not be interfered with in that it is proposed to continue Lathrop as a non-agency station for the receipt and delivery of freight, both carload and less-than-carload, and for the use of passengers wishing to board or leave the trains of the applicant at that point,

IT IS HEREBY ORDERED, that the applicants, Frank G. Drum and Warren Olney, Jr., as Receivers of the property of the Western Pacific Railway Company, be and they hereby are, authorized to move the station building heretofore located at Lathrop in San Joaquin County on the Western Division of the Western Pacific Railway Company to a point approximately 1.12 miles west of Lathrop, such point being known as Garrison and at which an agency station is to be established and located in the station building, the removal of which is hereby approved by this Commission.

The foregoing opinion and order are hereby approved and ordered filed as the opinion and order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 28<sup>th</sup> day  
of June, 1915.

Max Thelen

~~Alfred~~ Gordon

Edwin O. Edgerton

Commissioners.