

ORIGINAL

Decision No. 5391

DECISION NO. _____.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application)
of LOS ANGELES AND SAN DIEGO BEACH)
RAILWAY COMPANY, a corporation,)
for an order to remove a portion)
of its tracks, and abandon a)
portion of its franchise, upon)
Prospect Street in La Jolla Park.)
.....)

APPLICATION NO. 3661.

BY THE COMMISSION

ORDER

WHEREAS,

Los Angeles and San Diego Beach Railway Company, a corporation, has made application for permission to abandon and remove its railroad tracks on Prospect Street in La Jolla Park in the City of San Diego, particularly described as follows, to wit;

Commencing at the southeasterly line of the intersection of Cave Street with Prospect Street in La Jolla Park; running thence along and upon said Prospect Street to an intersection and junction with its existing route between Cuvier Street and Silverado Street, at a point where the southerly line of Lot 8, in Block 35 of said La Jolla Park, if extended easterly, would intersect said route, and

WHEREAS: The franchise granted by the City of San Diego does not permit the operation of steam trains over the portion of track proposed to be abandoned, and the operation of cars over such track is not necessary for the public convenience; and the consent of the City Council of the City of San Diego has been obtained permitting the abandonment of the portion of the franchise covered by the hereinbefore described route

and the removal of the tracks therefrom as evidenced by certified copy of Ordinance No. 7314 as adopted by said City Council on March 11, 1918, attached to the application in this proceeding, and

WHEREAS: It appears to the Commission that this is not a matter in which a public hearing is necessary for the reason that the applicant has obtained the permission of the legislative authority of the City of San Diego as hereinabove stated, qualified, however, as requiring the consent and approval of this Commission; and that the application should be granted.

IT IS HEREBY ORDERED: That this application be and the same hereby is granted.

The removal of tracks hereby authorized shall be completed within twenty-five days after the date of service of this order.

Dated at San Francisco, California, this 11th day of May, 1918.

Max Thelen
W. Gordon
Edwin O. Edwards
Francis R. Glavin
Commissioners.