

Decision No. 28462 .

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of
EAST BAY STREET RAILWAYS, LTD., a
corporation, for an order authorizing
it to abandon certain street railway
service in the County of Alameda,
State of California.

Application No. 20288.

BY THE COMMISSION:

ORIGINAL

O R D E R

East Bay Street Railways, Ltd., on December 9, 1935, applied for authority to abandon its street railway service on Foothill Boulevard between 23rd Avenue and 14th Avenue, and on 14th Avenue between Foothill Boulevard and East 18th Street, in the City of Oakland, County of Alameda, State of California.

Applicant alleges that the City of Oakland proposes to repave Foothill Boulevard between the above limits and that to continue the operation along said route it would be necessary to expend a large sum of money in reconstruction of said rails and other plant equipment; and that the lines now using said route can be diverted to the existing East 14th Street route at 23rd Avenue to reach down town Oakland and that public convenience and necessity do not require the continued operation of said street railway lines on said streets.

The City Council of the City of Oakland, on November 29, 1935, by Resolution No. 3906 C.M.S., approved and consented to the abandonment of said service.

It appears that this is not a matter in which a public hearing is necessary and that the application should be granted, therefore,

IT IS HEREBY ORDERED that East Bay Street Railways, Ltd., be and it is hereby authorized to abandon its street car operations upon and along the following streets:

- (a) Foothill Boulevard, between 23rd Avenue and 14th Avenue.
- (b) Fourteenth Avenue, between Foothill Boulevard and East 18th Street,

subject, however, to the following conditions:

- (1) Applicant shall give not less than five (5) days' notice to the public by posting notice in the cars of said line of the abandonment and rerouting of said service.
- (2) Applicant shall, within thirty (30) days from the date hereof, notify this Commission of the completion of the abandonment herein authorized.
- (3) 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.

The authority herein granted shall become effective on the date hereof.

Dated at San Francisco, California, this 21st day of December, 1935.

Leon A. Whelan

M. A. Lane

M. B. Harris

James R. Sullivan

Commissioners