

Decision No. 32809.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of)
PACIFIC ELECTRIC RAILWAY COMPANY for)
authority to exchange right of way) Application No. 23277
and tracks in Cahuenga Pass on the)
Hollywood-Van Nuys Line.)

BY THE COMMISSION:

O R D E R

In the above entitled proceeding Pacific Electric Railway Company seeks authority to exchange certain parcels of operative property (as described in paragraph IV of the application and being 7.89 acres in area), together with improvements thereon, for certain parcels of property now owned by the City of Los Angeles, as more particularly described in paragraph V of the application and being 4.76 acres in area. The City of Los Angeles is now engaged in improving the highway situation through Cahuenga Pass and proposes to relocate the railway through this area in order to provide free-ways for highway traffic on either side of the right of way. Although, as indicated, the area to be conveyed to the city is in excess of that in the new right of way to be received by applicant, it appears that the new parcel is of equal value to applicant, because it will provide a substitute 50-foot right of way width, with newly constructed railroad, without expense to applicant.

It appearing that a public hearing is not necessary herein and that the application should be granted, subject to certain conditions;

IT IS HEREBY ORDERED that applicant is hereby authorized to exchange with the City of Los Angeles those certain parcels of property described in paragraph IV of the application (and as shown

within the tinted red boundaries on the map attached thereto), for those certain parcels of property described in paragraph V of the application (as shown within the tinted blue boundaries on the map attached thereto), subject to the following conditions:

- (1) Applicant shall, within thirty (30) days thereafter, notify this Commission in writing of the completion of the property exchange herein authorized and of its compliance with the conditions hereof.
- (2) The authorization herein granted shall not be construed as a determination of the valuation of the property for any purpose other than the exchange herein authorized.
- (3) The authorization herein granted shall lapse and become void if not exercised within one 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 13th day of February, 1940.

Ray L. Riley
Frank S. ...
R. ...
H. ...
Justin F. ...
Commissioners.