

Decision No. 23734.

## BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of PACIFIC )  
 ELECTRIC RAILWAY COMPANY, a corporation, )  
 for authority to abandon tracks in Garey )  
 Avenue and across Fourth Street, construct ) Application No. 23734.  
 spur track at grade across a portion of )  
 Commercial Street and Garey Avenue, and re- )  
 locate depot. )

BY THE COMMISSION:

**ORIGINAL**ORDER

Pacific Electric Railway Company is authorized to abandon its tracks in Garey Avenue and across Fourth Street from Commercial Street to Fifth Street in the City of Pomona, as more particularly described in Paragraph IV of the application and as shown in yellow on the map (C.E.H. 16447-a), attached thereto. Applicant also is authorized to construct a spur track at grade across a portion of Commercial Street and across the westerly roadway of Garey Avenue in the City of Pomona, at the location more particularly described in Paragraph V of the application and as shown in red on the map (C.E.H. 16447-a), attached thereto. Applicant is further authorized to relocate and reestablish its station facilities from the present location on leased property at 271 South Garey Avenue, and its bus and express station at Third and Main Streets, all in the City of Pomona, to the Southern Pacific station located on private property in the area bounded by Commercial Street on the north, Garey Avenue on the east, Southern Pacific tracks on the south and Main Street on the west.

This entire order is subject to the following conditions:

- (1) The spur track crossing shall be identified as a portion of Crossing No. 6TB-0.19.
- (2) The entire expense of constructing and thereafter maintaining the crossing in good and first-class condition for the safe and convenient use of the public shall be borne by applicant.

- (3) Said crossing shall be constructed equal or superior to the type shown as Standard No. 2 in our General Order No. 72, without superelevation, and of a width to conform to that portion of Garey Avenue now paved, with tops of rails flush with the pavement and with grades of approach not exceeding four per cent. Protection shall be by one Standard No. 1 crossing sign (G.C. No. 75-B).
- (4) The public shall be afforded at least ten (10) days' notice of the proposed change in location of station facilities, by posting of notices at both stations in the City of Pomona, as well as in cars and motor coaches operating in the Pomona service.
- (5) Applicant shall, within thirty (30) days thereafter, notify this Commission in writing of the completion of said spur track crossing, of the change in location of its station facilities and of its compliance with the conditions hereof.
- (6) 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.
- (7) The Commission reserves the right to make such further order or orders in this matter as to it may seem right and proper, and to revoke its permission if, in its judgment, public convenience and necessity demand such action.

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

Dated at San Francisco, California, this 21<sup>st</sup> day of January, 1941.

[Signature]  
[Signature]  
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Commissioners.