

ORIGINAL

Decision No. 35964

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of the
LOS ANGELES RAILWAY CORPORATION

for an order pursuant to Sections 51 and 52 of the Public Utilities Act, authorizing the execution and issuance of a contract with the City of Los Angeles providing, among other things, for the payment of the sum of \$145,000.00 in discharge of obligations arising under certain rail franchise agreements and by reason of the abandonment of certain rail services and also providing for a transfer of title to the City of Los Angeles covering certain rails, track structure and property.

First Supplemental
Application
No. 24260

BY THE COMMISSION:

FIRST SUPPLEMENTAL ORDER

Pursuant to the Order granted by Decision No. 34397, dated July 8, 1941, Los Angeles Railway Corporation entered into an agreement with the City of Los Angeles, which agreement had for its purpose the discharge of applicant's obligations under certain franchises involved in the making of certain street railway abandonments authorized by Decision No. 33984, dated March 11, 1941, in Application No. 23902 and in Application No. 19179.

The agreement provides that applicant shall pay to

the City of Los Angeles, \$145,000 in monthly installments as follows: \$7,250 on the first day of the month next succeeding the first such abandonment upon any one of the routes described in the agreement and \$7,250 upon the first day of each succeeding month until the total sum of \$145,000 has been paid.

The applicant has abandoned street railway operations over some but not over all of the tracks mentioned in said agreement. Further abandonments are not possible at this time because of the lack of motor vehicles. Applicant has paid to the City of Los Angeles under said agreement, \$65,250. It has asked the City of Los Angeles to be relieved of further payments until such time as the additional abandonment of tracks and facilities and the substitution of motor coach operation can be effectuated.

Applicant and the City of Los Angeles have entered into an amended and supplemental agreement. A copy of the same is on file in this proceeding as Exhibit "B" in the First Supplemental Application. Under the terms of this agreement, applicant will pay to the City of Los Angeles, \$70,000 (\$65,250 now paid) because of abandonments now made. For the option of providing for an extension of time for additional abandonments, applicant will pay to the City of Los Angeles, \$5,000. Upon additional abandonments, it will pay to the City of Los Angeles, \$77,480, in monthly installments as follows: \$7,250 on the first day of the month next succeeding the first such abandonment upon any one of the routes described in the agreement and \$7,250 upon the first day of each succeeding

month for a period of nine additional months, and upon the first day of the eleventh succeeding month, the last payment of \$4,980.

The Commission has considered applicant's request for permission to execute said amended and supplemental agreement filed in this proceeding as Exhibit "B," First Supplemental Application, and is of the opinion that this is not a matter on which a hearing is necessary and that applicant's request should be granted, therefore

IT IS HEREBY ORDERED that the Commission's Order in Decision No. 34397, dated July 8, 1941, be, and the same is, hereby amended so as to permit Los Angeles Railway Corporation to execute an amended and supplemental agreement in the same form as the amended and supplemental agreement filed in this proceeding as Exhibit "B," First Supplemental Application.

IT IS HEREBY FURTHER ORDERED that the authority herein granted will become effective twenty (20) days after the date hereof, and when Los Angeles Railway Corporation has paid the fee due under Section 57 of the Public Utilities Act.

IT IS HEREBY FURTHER ORDERED that the Order in Decision No. 34397, dated July 8, 1941, shall remain in full force and effect except as modified by this First Supplemental Order.

Dated at Los Angeles, California, this 18th day
of November, 1942.

*By s. Pacey
of s. Baker
Francis D. Havenner
Richard L. Jackson*

COMMISSIONERS.

~~Secretary, Railroad Commission~~

~~Secretary, Railroad Commission~~
State of California.

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RAILROAD COMMISSION
STATE OF CALIFORNIA
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A. P. Michelson
BY SECRETARY