

Decision No. 13471

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the matter of the Application )  
of California Western Railroad & )  
Navigation Company, a corporation, )  
for an order authorizing the ex- )  
change of a parcel of land in the )  
City of Fort Bragg for an adjoin- )  
ing parcel of land. )

Application No. 9806.

BY THE COMMISSION:

O R D E R

California Western Railroad and Navigation Company, a corporation, filed the above entitled application with this Commission on the 20th day of February, and asked for an order authorizing the exchange of a parcel of land for an adjoining parcel of land in the City of Fort Bragg, County of Mendocino, with Union Lumber Company for improved station facilities. The forms of deeds and agreements attached to the application are satisfactory to this Commission, and it appears that the present proceeding is not one in which a public hearing is necessary and that this application should be granted subject to the conditions hereinafter specified.

THEREFORE, IT IS HEREBY ORDERED that permission and authority be and it is hereby granted California Western Railroad and Navigation Company to exchange with Union Lumber Company a parcel of land, marked red on map attached to application, for a parcel of land marked yellow on map attached to application and all within the City of Fort Bragg, County of Mendocino, State of California, subject to the following conditions.

1. The applicant shall retain a right of way over, upon, and across the land deeded to the Union Lumber Company of sufficient width to construct and maintain a railroad track, together with the right to use said track and operate trains thereon from the main railroad line to the tracks of applicant which run to Noyo Point, and to the railroad tracks belonging to said Union Lumber Company which run to the wharf in Fort Bragg Harbor, and over which tracks to Noyo Point and to the wharf the applicant has trackage rights ordered by this Commission in Decision No. 1815, dated September 21st, 1914, and granted to it by that certain agreement between said applicant and Union Lumber Company dated September 25th, 1914.

2. After execution, a certified copy of each deed and agreement referred to above shall be filed with this Commission.

3. The granting of this application shall not be construed to give permission to the applicant to relocate existing tracks or construct new tracks across any public streets, roads or highways.

This order shall become effective three (3) days after the making thereof.

Dated at San Francisco, California, this 24<sup>th</sup> day of April, 1924.

W. L. Seaver  
H. B. ...  
James M. ...  
J. H. ...  
Commissioners.