

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
SOUTHERN PACIFIC COMPANY, a corporation,)
for an order authorizing and approving)
a proposed agreement between said Southern)
Pacific Company and Peninsular Railway)
Company, providing for the installation)
and maintenance of a certain track of the) Application No.12717
Peninsular Railway Company upon land of)
Southern Pacific Company, and the use in)
common of a certain storage track of)
Southern Pacific Company at Palo Alto,)
Santa Clara County, California.)

BY THE COMMISSION -

OPINION and ORDER

Southern Pacific Company, a corporation, has petitioned the Railroad Commission for an order authorizing the approval of a proposed contract covering the construction and maintenance by the Peninsular Railway Company of a connecting track at Palo Alto, said track furnishing a connection with a spur track of the Southern Pacific Company with the interchange track now used by said Southern Pacific Company and the Peninsular Railway Company and for the joint use by Southern Pacific Company and Peninsular Railway Company of a certain spur track of the Southern Pacific Company at Palo Alto, the new track proposed to be constructed and the track proposed to be jointly used being shown in red color on a blueprint map marked "Coast Division Drawing No.14923"as attached to and forming a portion of the application herein.

The purpose of the proposed construction and joint use of spur track is to prevent duplication of facilities at Palo Alto and will be for the benefit of the public in that through the installation and maintenance of the track under the proposed agreement access will be provided for the Peninsular Railway Company to the spur track of applicant Southern Pacific Company. The proposed agreement has been reviewed and there appears nothing therein which is against public policy.

We are of the opinion that this is a matter in which a public hearing is not necessary and that the application should be granted.

IT IS HEREBY ORDERED that applicant, Southern Pacific Company, a corporation, be and the same hereby is authorized to execute an agreement covering the proposed construction of a connecting track by the Peninsular Railway Company with a spur track of the Southern Pacific Company at Palo Alto, said agreement to further cover the use by applicant Southern Pacific Company and Peninsular Railway Company of a certain spur track at Palo Alto, the track proposed to be constructed and the track proposed to be jointly used being more fully shown by a blueprint map marked Coast Division Drawing No. 14923 as attached to and forming a portion of the application herein.

IT IS HEREBY FURTHER ORDERED that the execution of the agreement herein authorized shall be made on or before June 1, 1926, and that a certified copy of said executed agreement shall be filed with this Commission, said agreement to be identical in form with the proposed agreement, a copy of which accompanys and forms a part of the application herein.

Dated at San Francisco, California, this 21st day of April, 1926.

H. B. ...
C. Deane
Ernest West

COMMISSIONERS.