

ORIGINAL

Decision No. 17321.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application  
of THE WESTERN PACIFIC RAILROAD  
COMPANY to lease to SACRAMENTO  
NORTHERN RAILWAY an interest in  
certain tracks in or near the City  
of Sacramento, Sacramento County,  
California.

Application No. 13132.

BY THE COMMISSION:

O R D E R

The Western Pacific Railroad Company, a corporation, and Sacramento Northern Railway, a corporation, filed the above entitled application with this Commission on the 25th day of August 1926, asking for authority for The Western Pacific Railroad Company to lease to Sacramento Northern Railway an interest in certain tracks in or near the City of Sacramento, as more particularly described hereinafter, in accordance with the terms of an agreement entered into by the applicants subject to the approval of the Commission. Copy of the agreement is attached to the application for approval.

The application sets forth that the existing facilities for the interchange of freight traffic between the railroad lines of applicants are of such character and so located that improvements thereto are necessary for the more efficient and economical handling of such interchange business and that it is expected that the tracks under consideration in this proceeding will more ad-

equately handle such interchange business and be susceptible of further development if the growth in business shall so require.

The Commission is of the opinion that the lease of trackage proposed conserves the public interest, that this is not a matter 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 The Western Pacific Railroad Company is hereby authorized to lease to Sacramento Northern Railway that certain trackage in or near Sacramento in accordance with the terms of that certain agreement attached to the application and marked Exhibit "A" and as shown on the map (C.E.7-35) attached hereto.

IT IS HEREBY FURTHER ORDERED that The Western Pacific Railroad Company and Sacramento Northern Railway are hereby authorized to enter into that certain agreement (Exhibit "A"), above mentioned, which is hereby approved, subject to the following conditions:

(1) The authority herein granted shall not be construed as a determination by this Commission of the value of the property covered by said agreement for any other purpose than the lease herein authorized.

(2) If said lease of trackage shall not have been put in effect within one year from the date of this order, the authorization herein granted shall then lapse and become void, unless further time is granted by subsequent order.

(3) The Commission reserves the right to make such further orders relative to this matter as to it may seem right and proper, and to revoke its permission if, in its judgment, the public convenience and necessity demand such action.

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

Dated at San Francisco, California, this 8th  
day of September, 1926.

H. H. Brundage  
Chase  
Everett  
Leon White  
Thos. D. Loutch

Commissioners.