

Decision No. 22753

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of the Application of
THE WESTERN PACIFIC RAILROAD COMPANY,
a corporation, and EMILIA A. BELGRANO,
for permission for said The Western
Pacific Railroad Company to sell and
said Emilia A. Belgrano to buy certain
real property.

Application No. 16792

BY THE COMMISSION:

OPINION AND ORDER

In the above entitled application the Railroad Commission is asked to make its order authorizing The Western Pacific Railroad Company to transfer to Emilia A. Belgrano certain real property located in the City of Oakland and described as follows:-

BEGINNING at a point on the Southeastern line of Park Way distant thereon Southwesterly One Hundred Seventy-three and Eighty-five Hundredths(173.85) feet from the Southwestern line of East 8th Street (East 8th Street being Fifty-nine and Ten one hundredths (59.10) feet wide and being formerly called Jefferson or East 9th Street); running thence Northeasterly along said Southeastern line of Park Way a distance of Thirty-five and Seventy-nine One Hundredths (35.79) feet to the most northerly corner of that certain parcel of land described in the deed from F. N. Belgrano, et al, to the San Francisco Terminal Railway and Ferry Company, dated February 12, 1903, and recorded February 18, 1903, in Liber 885 of Deeds at page 316, Alameda County Records; thence running Southeasterly along the Northeastern line of said parcel of land conveyed by F.N.Belgrano to the San Francisco Terminal Railway and Ferry Company, a distance of One Hundred Three and Thirty-two One Hundredths(103.32) feet to a point distant thereon Thirty-four and Twenty-four One Hundredths(34.24) feet from the Northwestern line of 8th Avenue; thence Northwesterly in a direct line One Hundred Nineteen and Eighty-nine One Hundredths (119.89) feet to the point of beginning, containing 1747 square feet, more or less.

Being a portion of Block numbered 1, as said block is delineated and so designated upon Higley's Map of Clinton of record in Liber "B" of Deeds at page 537 in the office of the County Recorder of Alameda County, California.

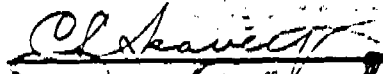
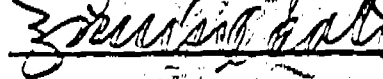

The original cost of the properties to The Western Pacific Railroad Company is said to be unknown but the present value is estimated at \$873.50. In consideration for the transfer of the properties the Railroad Company will receive from Emilia A. Belgrano certain property in the same vicinity of approximately the same area and of equal value. It is alleged by the company that the property to be sold is neither necessary or useful in the performance of its duties to the public, whereas the property to be acquired is so necessary and useful.

It appears to the Railroad Commission that this is not a matter in which a public hearing is necessary and that the application should be granted, as herein provided, therefore,

IT IS HEREBY ORDERED that The Western Pacific Railroad Company be, and it hereby is, authorized to sell on or before October 1, 1930 to Emilia A. Belgrano the properties referred to and described herein upon the terms and conditions set forth in this application.

IT IS HEREBY FURTHER ORDERED that the authority herein granted will become effective five(5) days after the date hereof.

DATED at San Francisco, California, this 7th day of August, 1930.

Commissioners.