

Decision No. 15422.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application
of THE WESTERN PACIFIC RAILROAD
COMPANY, under Section 51(a) of
the Public Utilities Act, for
authority to convey certain land
to the City of Oakland.

Application No. 18472.

BY THE COMMISSION:

O R D E R

ORIGINAL

The Western Pacific Railroad Company, a corporation, on October 17th, 1932, applied for authority to convey certain lands to the City of Oakland, to grant an easement to certain other lands to the City of Oakland, all within the Port area of said City of Oakland, County of Alameda, California, and asks that the agreement entered into by the aforesaid parties on the 24th day of August, 1932, covering said conveyance, be approved.

Applicant alleges that the property proposed to be conveyed to the City of Oakland consists of a strip 67.5 feet wide and the area designated as Parcel "C" in said agreement, and that the conveyance of said strip will not impair applicant's ability in the performance of its duties to the public.

It appears that a public hearing is unnecessary and that the application should be granted.

IT IS HEREBY ORDERED that The Western Pacific Railroad Company is hereby authorized to convey to the City of Oakland a certain strip of property in the City of Oakland, County of Alameda, California, described as Parcel "C" in the copy of an agreement dated August 24th, 1932, attached to and made a part of the application, and in accordance with the terms of said agreement, subject to the following conditions:

- (1) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the property transfer herein authorized and of its compliance with the conditions hereof.

(2) The authorization herein granted shall not be construed as a determination of the value of the property, or for any purpose than the transfer authorized.

(3) The authorization herein granted shall lapse and become void if not exercised within one (1) year from the date hereof, unless further time is granted by subsequent order.

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

Dated at San Francisco, California, this 5th day of December, 1932.

C. Deane
Leon Whidney
M. A. Cunn
M. B. Harris
Fred G. Kestner
Commissioners.