

Decision No. 25773

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
the Trustees of the creditors and
stockholders of San Rafael and San
Quentin Rail Road Company to sell
and of Northwestern Pacific Railroad
Company to purchase the physical
properties of San Rafael and San
Quentin Rail Road Company, Marin
County, California.

Application No. 18744

BY THE COMMISSION:

ORDER

ORIGINAL

Frank Mulks, C. M. Scott and W. B. Burris, appointed trustees of the creditors and stockholders of San Rafael and San Quentin Rail Road Company, a defunct corporation of the State of California by decree of the Superior Court of the State of California, in and for the County of Marin, dated November 21, 1930, ask permission to sell to Northwestern Pacific Railroad Company all the physical properties owned by them as said trustees, for the sum of Fifteen Thousand (15,000) Dollars, in accordance with an agreement filed in this proceeding as Exhibit "B". It is of record that the purchaser has for many years been in possession of the properties of San Rafael and San Quentin Rail Road Company and still is in possession of the same. Applicants believe that Northwestern Pacific Railroad Company is the owner of all the issued and outstanding stock of said San Rafael and San Quentin Rail Road Company.

The Commission has considered applicants' request and it appearing that a hearing is not necessary in this matter, and that the application should be granted, subject to certain conditions, therefore,

IT IS HEREBY ORDERED, that Frank Mulks, C. M. Scott and W. B. Burris, Trustees of the creditors and stockholders of San Rafael and San Quentin Rail Road Company, are hereby authorized to sell, on or before October 1, 1933, to Northwestern Pacific Railroad Company, in accordance with the terms of an agreement dated December 23, 1932, a copy of which is filed in this proceeding as Exhibit "B", the properties therein referred to, subject to the following conditions:-

1. Applicants shall, within thirty(30) days thereafter, notify this Commission, in writing, of the completion of the property transfer herein authorized.
2. The authorization herein granted shall not be construed as a determination of the value of the property for any purpose other than the transfer herein authorized.

IT IS HEREBY FURTHER ORDERED, that the authority herein granted shall become effective on the date hereof.

DATED at San Francisco, California, this 27th day of March, 1933.

P. J. Henry
Leon A. Whisell
W. A. Cur
W. B. Harris
M. J. Brown

Commissioners.