

Decision No. 1938

ORIGINAL

In the Matter of the Application of CALIFORNIA-WESTERN RAILROAD AND NAVIGATION COMPANY and UNION LUMBER COMPANY for an order authorizing the sale of a portion of the property of the former company to the latter company.

Application No. 1325.

HEELER, Commissioner.

SUPPLEMENTAL OPINION.

By its order dated September 21, 1914, in the above entitled proceeding, this Commission authorized California-Western Railroad and Navigation Company to convey to Union Lumber Company certain real property in Mendocino County, California, more particularly described in draft of deed which is attached to the original petition herein and marked "Exhibit A"; and also authorized the conveyance to Union Lumber Company of the right for a period of fifty years to the use of the wharf and moorings at Fort Bragg by Union Lumber Company, in so far as necessary in the conduct of its own business. This order was made subject to certain conditions, including the condition that before the agreement with reference to the wharf is executed and the conveyance of the real property made, California-Western Railroad and Navigation Company should first have presented to the Railroad Commission a form of deed from Union Lumber Company and should first have secured from the Railroad Commission a supplemental order approving the same, this deed to convey to California-Western Railroad and Navigation Company certain real property and interests therein, particularly described in the order.

A form of such deed from Union Lumber Company to California-Western Railroad and Navigation Company, dated September 25, 1914, has now been presented to the Commission and is satisfactory in form.

I accordingly recommend that California-Western Railroad and Navigation Company be now authorized to consummate the transactions referred to in this Commission's order of September 21, 1914, and submit the following form of supplemental order:

SUPPLEMENTAL ORDER.

CALIFORNIA-WESTERN RAILROAD AND NAVIGATION COMPANY having submitted to the Railroad Commission a form of deed from UNION LUMBER COMPANY to California-Western Railroad and Navigation Company, dated September 25, 1914, in compliance with the conditions specified in this Commission's order of September 21, 1914, in the above entitled proceeding, and the Railroad Commission finding that this form of deed is satisfactory,

IT IS HEREBY ORDERED that California-Western Railroad and Navigation Company be now authorized to execute the conveyances specified in said order. A certified copy of each deed and agreement referred to in said order of September 21, 1914, should, after execution, be filed with the Railroad Commission.

The foregoing Supplemental Opinion and Order are hereby approved and ordered filed as the Supplemental Opinion and Order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 13th day of November, 1914.

H. S. Loveland
Benjamin
Max Thelen
Edwin O. Edgerton
Commissioners.