

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

ORIGINAL

In the matter of the application of
PENINSULAR RAILWAY COMPANY, a cor-
poration, for authority to convey
a certain lot of real property to the
town of Los Gatos, Santa Clara
County, California.
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Application No. 1390.

S. F. Meib, for Peninsular Railway Company:

S. D. Balch, for town of Los Gatos.

GORDON, Commissioner,

OPINION

This application was filed with the Commission on October 27, 1914, by the Peninsular Railway Company, which desires authority to convey to the town of Los Gatos the following described parcel of land:

"Beginning at a point, distance 18.8 feet, by radial offset, from the present center line of the Peninsular Railway Company's (formerly of the San Jose and Los Gatos Interurban Railway Company's) curve at the foot of Main Street, said point being the southeast corner of the Casa Loma Hotel property; thence along the boundary of said property N. 43° 06' E. a distance of 31.5 feet; thence by a curve, concentric with the said center line of the Peninsular Railway Company's (formerly of the San Jose and Los Gatos Interurban Railway Company's) curve and having a radius of 69 feet a distance of 43.5 feet to a point in the southerly boundary line of the said Casa Loma Hotel property and thence along said boundary line S. 61 1/2° E. a distance of 22.1 feet to the place of beginning. The above real property containing .006 of an acre."

The track of the Peninsular Railway which runs past this parcel of land is located on a public street. This piece of land was originally secured to give ample clearance from the rails of the track to the curb line. The deed of conveyance contained provision that the property should be later deeded to the town of Los Gatos and that it should be used only for street purposes. I find that as a matter of fact it is now used for street purposes, and that it is valuable only for such use, and that the title to it should properly be vested in the town of Los Gatos.

I recommend the following form of order:

Decision No. 1984

O R D E R

PENINSULAR RAILWAY COMPANY, a corporation, having applied for an order authorizing the conveyance to the town of Los Gatos of certain real property in Los Gatos, Santa Clara County, California, more particularly described hereinbefore, and a public hearing having been held, at which all interested parties were represented, and it appearing that it is right and proper that the title to said real property should be vested in the town of Los Gatos,

IT IS HEREBY ORDERED, That said application be and the same is hereby granted.

The foregoing opinion and order are hereby approved and ordered filed as the opinion and order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 7th day of December, 1914.

A. H. Overland

W. H. Jordan

Edwin O. Edgerton

Commissioners.