Decision No._____

BEFORE THE RAILROAD COMMISSION
OF THE STATE OF CALIFORNIA.

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NEVADA-CALIFORNIA-OREGON RAILWAY,
a Corporation,

Complainant,

vs.

FEATHER RIVER LUMBER COMPANY, a
Corporation,

Defendant.

ORIGINAL

Case No. 832.

James Glynn, Attorney for Complainant.
L. W. Peters, Attorney for Defendant.

BY THE COMMISSION.

O P I N I O N

WHEREAS, the complaint was filed herein on July 23, 1915, wherein complainant alleged that the Feather River Lumber Company is using the tracks of complainant without authority because a contract previously entered into between complainant and defendant was in violation of Section 51-a of the Public Utilities Act, and it was desired and requested that the Commission require the Feather River Lumber Company to desist from using the tracks of complainant; and

WHEREAS, on October 25, 1915, there was filed, jointly by the parties hereto, an agreement covering the use of the tracks mentioned in the complaint, which agreement provided under what terms and conditions the tracks shall be used and the payment the Feather River Lumber Company is to make to complainant for their use; and

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WHEREAS, it is apparent that the filing of this agreement will make a hearing in this case unnecessary upon the original complaint, and there appears to the Commission to be no reason why the said agreement filed herein on October 25, 1915, should not be approved and this case dismissed.

ORDER.

IT IS HEREBY ORDERED that the said agreement filed with the Commission on October 25, 1915, by the Nevada-California-Oregon Railway, a corporation, and Feather River Lumber Company, a corporation, providing conditions for the joint use of tracks of the Nevada-California-Oregon Railway between Clio, California, and Delleker, California, including the Cleareville spur and other spurs and side tracks, be and the same is hereby approved.

IT IS FURTHER ORDERED that this case in all other respects be and the same is hereby dismissed.

Dated at San Francisco, California, this 24th day of November, 1915.

Commissioners.