

ORIGINAL

DECISION NO. 8410.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application of)
 PENINSULAR RAILWAY COMPANY and)
 SOUTHERN PACIFIC COMPANY for permission)
 to lease to Southern Pacific Company that)
 portion of Peninsular Railway Company's)
 railroad in Santa Clara County, Calif-)
 ornia, extending from the Southern Pacific)
 Company's line at Ruric Station to a point) Application No. 6290.
 immediately North of Berryessa road and)
 approximately midway between 15th and 16th)
 Streets, if produced, a distance of about)
 one-half mile.)
)

BY THE COMMISSION:

O R D E R

Peninsular Railway Company and Southern Pacific Company have petitioned the Railroad Commission for an order approving the leasing by Peninsular Railway Company to Southern Pacific Company of a portion of the Peninsular Railway Company's railroad located in Santa Clara County and extending from the rails of the Southern Pacific Company at Ruric Station to a point immediately north of Berryessa road, a distance of about one-half mile.

A copy of the proposed lease is attached to the application in this proceeding marked exhibit "A" and attached to such proposed lease is a blueprint map showing specifically the property and trackage proposed to be leased, the purpose of the lease being to enable applicant, Southern Pacific Company, to perform switching service over the rails leased

from the Peninsular Railway Company to enable service to be given industries located upon such leased track.

The Commission is of the opinion that this is a matter in which a public hearing is not necessary and that the application should be granted.

IT IS HEREBY ORDERED that this application be and the same hereby is approved; provided, however, that the amount of \$12,475.23, referred to in the lease as being the capital investment of the lessor, Peninsular Railway Company, shall not be binding upon the Railroad Commission as a valuation of the tracks and property of the Peninsular Railway Company as referred to in the lease, it being understood that such agreed valuation is for the purpose of affixing rental to accrue under said lease and is not to be used before this Commission or any other regulatory body in the matter of ^{rate} fixing or other purposes

Dated at San Francisco, California, this 2nd
December
of ~~November~~, 1920.

Edwin O. Edgerton
H. S. Loveland
Frank R. Devlin
H. P. Rounding
Irving Martin
Commissioners.