

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the application of  
PAJARO VALLEY CONSOLIDATED RAILROAD  
COMPANY for an order authorizing it  
to lease from Watsonville Railway  
and Navigation Company part of the  
latter's tracks for certain purposes  
and on certain contingencies.

Application No. 698.

A. L. Whittle, for Pajaro Valley Consolidated  
Railroad Company

E. Stoltz, for Watsonville Railway & Navigation  
Company.

GORDON, Commissioner.

O R D E R

Pajaro Valley Consolidated Railroad Company and  
Watsonville Railway and Navigation Company having applied  
to this Commission for permission to execute a certain lease,  
attached to the application in this proceeding and marked  
Exhibit "A", under the terms of which lease the Pajaro Valley  
Consolidated Railroad Company is given the right, upon certain  
conditions, to operate its own trains upon the line of the  
Watsonville Railway and Navigation Company from the point of  
junction of these two roads near Watsonville to a point ap-  
proximately three miles toward the coast from Watsonville, at  
which point a certain switch and side track are to be constructed  
by Pajaro Valley Consolidated Railroad Company upon the lands of  
J. A. McCollum and F. Thurwachter;

And it appearing that applicants desire to execute this  
lease in order that the Pajaro Valley Consolidated Railroad Com-  
pany may run its trains upon the line of the Watsonville Railway  
and Navigation Company and transport from points thereon, certain  
shipments of beets, the Pajaro Valley Consolidated Railroad Com-

pany paying to the Watsonville Railway and Navigation Company for the use of said tracks, 3 cents per ton for all beets so transported;

And a public hearing having been held upon this application, and it appearing to the Commission that while the form of said lease is not in all respects satisfactory and should not be taken as a precedent in any other case, yet taking into consideration the circumstances surrounding this particular case, the application should be granted with the express understanding, however, that the order granting this application must not be construed as in any way releasing the Watsonville Railway and Navigation Company from any of the obligations which it owes to the public as a common carrier.

IT IS HEREBY ORDERED that Watsonville Railway and Navigation Company be and it hereby is authorized to lease to Pajaro Valley Consolidated Railroad Company, in accordance with the terms and conditions specified in the form of lease attached to the application in this proceeding, and marked Exhibit "A", that portion of the line of Watsonville Railway and Navigation Company between the junction point of the two railroads above mentioned, near Watsonville to a point approximately three miles toward the coast, said point being more particularly described in the form of lease attached to the application in this proceeding, and marked Exhibit "A", upon the following conditions, and not otherwise:

1. The Commission expressly reserves the right in cases in which it may be deemed necessary by further order, to alter or modify the provisions of this lease.

2. The authority herein granted the Watsonville Railway and Navigation Company to lease a portion of its line shall not be construed as in any way releasing said company from the obligations which it owes to the public as a common carrier.

3. The consideration paid for the lease of the property

herein authorized to be leased shall not be taken before this Commission or any other public body as representing for rate fixing or other purposes, the value of the property leased.

By order of the Railroad Commission.

Dated at San Francisco, California, this 30th day of August, 1913.

A. S. Loveland  
W. E. Gordon  
Max Thelen

Commissioners.