

Decision No. 23392

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application  
of THE WESTERN PACIFIC RAILROAD  
COMPANY, SOUTHERN PACIFIC RAILROAD  
COMPANY and SOUTHERN PACIFIC COMPANY,  
for approval of agreement providing  
for joint use of certain tracks in  
the City of Stockton, County of San  
Joaquin, State of California.

ORIGINAL

Application No. 12858

BY THE COMMISSION:

FIRST SUPPLEMENTAL ORDER

The Western Pacific Railroad Company, Southern Pacific Railroad Company and Southern Pacific Company, on December 2, 1936, filed a Supplemental Application in the above numbered proceeding, requesting approval of a new agreement between applicants covering the joint operation of certain tracks in the City of Stockton, used by both companies in obtaining access to the Port of Stockton area. Approval of this operation and of an agreement covering was previously given by the Commission in Decision No. 17121, dated July 17, 1926.

Due to changed conditions and the construction of additional trackage by Southern Pacific Company and the Stockton Port Terminal Association, the parties have terminated the prior agreement and entered into a new agreement covering joint use of these facilities. The present application seeks the approval of this new agreement.

It appears to the Commission that this is not a matter in which a public hearing is necessary and that said modified agreement should be approved, therefore,

IT IS HEREBY ORDERED that the agreement made and entered into on the 3rd day of August, 1936, by and between Southern Pacific Railroad Company, Southern Pacific Company and The Western Pacific Railroad Company (Exhibit A attached to the application) covering joint operation over certain tracks in the City of Stockton, is hereby approved.

In all other respects Decision No. 17121 shall remain in full force and effect.

The effective date of this Order shall be the date hereof.

Dated at San Francisco, California, this 21st day of December, 1936.

M. B. Lewis  
Leon A. Whipple  
Walter H. Ware  
Commissioners.