

Decision No. 31815.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of SOUTHERN PACIFIC RAILROAD COMPANY and its Lessee, SOUTHERN PACIFIC COMPANY, for authority (a) to discontinue the passenger agency station of Berkeley University Avenue Station (Shattuck Avenue Electric Line) and remove the station building located at said station, and (b) to sell to RUSSELL H. ARCHERD, an individual, certain real property in the City of Berkeley, County of Alameda, State of California, hereinafter more particularly described. ) Application No. 21823.

BY THE COMMISSION:

FIRST SUPPLEMENTAL ORDER

Applicant Southern Pacific Company has advised the Commission, in writing, that the property at Berkeley University Avenue Station, authorized to be sold in Decision No. 30727, dated March 28, 1938, has as yet been only partially disposed of and requests: (1) that the time limit for the sale of this property be removed from said decision, and (2), that the Order be so modified that the remaining portion of the property may be sold to other parties.

Applicant alleges that the property in question is now within the class of nonoperative property and is not required for railroad purposes.

It appears that the request is reasonable and should be granted, therefore

IT IS HEREBY ORDERED that paragraph (b) of the Order in Decision No. 30727 be amended to read:

"(b) To sell that certain real property as described in the application and as shown in tint on the map (C. E. Drawing 15050, Sheet 1 of 3) attached to the application. Said Berkeley University Avenue station shall be continued as a non-agency station. Within thirty days after abandonment of agency and transfer of property, applicant shall so notify the Commission in writing. This authorization shall become void if not exercised within one year unless time be extended."

For all other purposes Decision No. 30727 shall remain in full force and effect.

This Order shall become effective immediately.

Dated at San Francisco, California, this 6th day of March, 1939.

*Robert W. Fisher*  
*James W. Blum*  
*W. H. Dineen*  
*[Signature]*  
*James J. Coe*  
Commissioners.