

Decision No. 32491

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
SACRAMENTO RIVER WAREHOUSE COMPANY,
a corporation, to grant a right-of-way
to Sacramento & San Joaquin Drainage
District, a public corporation.

Application No. 23063

BY THE COMMISSION:

OPINION AND ORDER

In this proceeding Sacramento River Warehouse Company asks permission to grant to the Sacramento & San Joaquin Drainage District, a public corporation, a right-of-way for the construction of a levee over lands upon which is situated a warehouse building. It appears that the property upon which said right-of-way is to be granted consists of all of applicant's land situated in and adjoining the Town of Butte City, Glenn County, State of California and is more particularly described in Exhibit A filed in this proceeding as follows:-

"Parcel A-1: Commencing at a point S. $72^{\circ} 30'$ W. Distance 475.5 feet from the SE corner of Butte City. Thence running S. $72^{\circ} 30'$ W. a distance of 198 feet along the south line of said Butte City to the Sacramento River; thence meandering down the left bank of the Sacramento River S. $1^{\circ} 48'$ E. a distance of 165 feet; thence S. $8^{\circ} 19'$ E. a distance of 782 feet to the NW corner of the lot formerly owned by Margaret Heggarty; thence N. $83^{\circ} 47'$ E. a distance of 180.5 feet along the north line of said lot to the S.E. corner thereof; thence N. $6^{\circ} 13'$ W. a distance of 984 feet to the place of beginning, said tract being a part of the NE $1/4$ of Sec. 32, Township 19 North, Range 1 West.

Parcel A-2: Beginning at a point which bears S. $10^{\circ} 52'$ E. 201.1 feet from the SW corner of Main Street of Butte City; thence S. $8^{\circ} 42'$ W. 1,437.3 feet; thence N. $81^{\circ} 18'$ W. 244.5 feet; thence N. $6^{\circ} 10'$ E. 663.5 feet; thence S. $75^{\circ} 53'$ E. 157 feet; thence N. $12^{\circ} 39'$ E. 790 feet; thence N. $89^{\circ} 15'$ E. 28 feet to the point of beginning, being a portion of Sec. 32, Township 19 North, Range 1 West.

Parcel A-3: Beginning at the southwest corner of above described Parcel 'A-2' thence N. 60° 10' E. 663.5 feet; thence N. 75° 53' W. 50 feet, more or less, to the left bank of the Sacramento River; thence downstream along said river bank 663 feet, more or less, to a point which bears N. 81° 18' W. 50 feet, more or less, from the point of beginning; thence S. 81° 18' E. 50 feet, more or less, to the point of beginning."

The Sacramento & San Joaquin Drainage District has need for the right-of-way in order that it, and other public agencies, can reconstruct the Sacramento River levee in the Town of Butte City, Glenn County, California.

There is filed in this proceeding as Exhibit A a copy of the agreement, under the terms of which said right-of-way will be granted to the Sacramento & San Joaquin Drainage District, a public corporation.

The Commission has considered the request of applicant and is of the opinion that this is not a matter in which a public hearing is necessary and that this application should be granted, therefore,

IT IS HEREBY ORDERED, that Sacramento River Warehouse Company be, and it is hereby, authorized to grant to the Sacramento & San Joaquin Drainage District, a public corporation, a right-of-way described in this application and execute an agreement in the same form as the agreement filed in this proceeding as Exhibit A.

DATED at San Francisco, California, this 24th day of October, 1939.

Robert J. Adams
Frank R. Miller
Ray S. Rice
H. J. Ball
2- Justice J. Adams
COMMISSIONERS.