

Decision No. 35682

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
HOWARD TERMINAL,
a corporation, for an Order author-
izing it to transfer certain real
property.

Application
No. 25190

ORIGINAL

BY THE COMMISSION:

OPINION AND ORDER

Howard Terminal asks permission to transfer to Central Pacific Railway Company the real property in the City of Oakland, County of Alameda, State of California, described as follows:

"BEGINNING at the point of intersection of the southerly line of the strip of land, 20 feet wide, thirdly described in the Indenture dated October 16, 1869, between John C. Hays et al, and the City of Oakland and The Western Pacific Railroad Company, recorded March 3, 1870, in Liber 53 of Deeds, page 71, Alameda County Records with the southerly extension of the center line of Linden Street, as said street is shown on the Official Map of the City of Oakland; thence South 15° 57' West, along said southerly extension of the center line of Linden Street, 14.0 feet; thence South 74° 03' East, parallel with and 14.0 feet southerly, at right angles from the said southerly line of the strip of land described in the Indenture dated October 16, 1869, a distance of 187.4 feet; thence South 80° 31' East, 79.91 feet to a point in a line that is parallel with and 5.0 feet southerly, at right angles, from said southerly line of the strip of land described in the Indenture dated October 16, 1869; thence South 74° 03' East, along last mentioned parallel line, 196.0 feet; thence North 15° 57' East 5.0 feet to the said southerly line of the strip of land described in the Indenture dated October 16, 1869; thence North 74° 03' West, along said southerly line, 462.8 feet to the point of beginning, containing an area of 4358 square feet, more or less."

In consideration for said real property Central Pacific Railway Company will deed to Howard Terminal the real property described in Exhibit B on file in this proceeding. This property is situate adjacent to Howard Terminal property and has an area of about 5879 square feet. It is not now used for railroad purposes.

The exchange of the property will make it possible for Southern Pacific Company and Central Pacific Railway Company to relocate some of their tracks.

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

IT IS HEREBY ORDERED that Howard Terminal be, and it is hereby, authorized to transfer, on or before November 1, 1942, to Central Pacific Railway Company the real property described in this opinion and order.

IT IS HEREBY FURTHER ORDERED that the authority herein granted will become effective upon the date hereof.

Dated at San Francisco, California, this 11th day of August, 1942.

Justus J. Coe
W. B. ...
Frank R. Havenner
Richard ...

COMMISSIONERS.

~~CARRIED AS A TRUE COPY~~

~~Secretary, Railroad Commission
of the State of California~~