

Decision No. 42909

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
NORTHWESTERN PACIFIC RAILROAD COMPANY )  
for authority to alienate access )  
rights and certain slope rights with )  
respect to portions of its right-of- )  
way between Ignacio and Black Point. )

Application No. 30288

O R D E R

In this application Northwestern Pacific Railroad Company requests authority to alienate to the State of California, subject to certain reservations, the right of access between certain portions of its right-of-way in the vicinity of Ignacio Wye and Block Point, Sonoma County, and the adjacent highway, together with certain slope rights, all as more particularly shown on the maps attached to this application.

Applicant proposes to accept from the State of California, as consideration for this alienation, the sum of Three Hundred (300) Dollars.

It appears and it is found as a fact that the disposing of the right of access and slope rights as proposed by applicant, but subject to the reservations described in the application, will not interfere with nor prevent the railroad from performing its obligations to the public. After considering the facts of record, it is concluded that a public hearing is unnecessary and that the requested authority should be granted; therefore,

Good cause appearing, IT IS ORDERED that said Northwestern Pacific Railroad Company is authorized to alienate to the State of California the right of access between that portion of its branch

line right-of-way extending from Engineer Station 47+65 near Ignacio Wye to Engineer Station 187+00 near Black Point on the one hand and the adjacent highway on the other hand together with certain slope rights, all as more particularly shown on the maps attached to the application, except for certain specified openings as shown thereon, reserving to the applicant, its successors and assigns the right of access between said right-of-way and highway, as long as said right-of-way is used for railroad purposes, to the extent necessary for the operation, construction, reconstruction, and maintenance of applicant's railroad and railroad facilities and appurtenances now or hereafter located thereon; with the proviso that pole lines, communication lines, and pipe lines now or hereafter located upon said railroad property shall be considered railroad facilities.

This order shall be effective twenty days after the date hereof.

Dated at San Francisco, California, May 24, 1949.

B. Z. Munroe  
Justin F. Coleman  
James H. Linnell  
Harold P. Hale  
Samuel C. Gutter  
 COMMISSIONERS