

ORIGINAL

Decision No. 42919

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
SOUTHERN PACIFIC RAILROAD COMPANY and)
SOUTHERN PACIFIC COMPANY for authority)
to alienate access rights with respect)
to its station grounds at Geneva and)
right-of-way in the vicinity thereof.)

Application No. 30254

O P I N I O N

The applicants (hereinafter referred to as the Railroad) seek authority, pursuant to Section 51(a) of the Public Utilities Act, to alienate to the State of California, subject to certain reservations, the right of access to and from the Railroad's Station grounds and right-of-way at and in the vicinity of Geneva, Colusa County, all as more particularly described in this application and the map attached thereto. The Railroad proposes to accept from the State of California as consideration for this alienation the sum of \$2,865.

It appears that the State of California proposes to construct a highway or freeway abutting on the Railroad's property above described, which property is necessary and useful in performing its duties to the public.

However, it appears, and we so find, that the disposing of the right of access subject to the reservations described in this application will not interfere with or prevent the Railroad from performing its obligations to the public.

After considering the facts of record we conclude that the authority requested by the Railroad should be granted. A

public hearing is deemed unnecessary.

ORDER

Good cause appearing and based upon the findings and conclusions set forth in the opinion,

IT IS ORDERED that Southern Pacific Railroad Company and Southern Pacific Company are hereby authorized to alienate to the State of California the right of access to and from their station grounds at Genevra and to and from their main line right-of-way on either side of said station grounds between Hahn Road, on the south, and the County Road on the line between Townships 14 and 15 North, Range 2 West, Mt. Diablo Base and Meridian, on the north, except for certain specified openings, all as indicated on the map attached to this application, reserving to the applicants their successors and assignees the right of access to and from said Station grounds and said right-of-way, as long as same are used for railroad purposes, to the extent necessary for the operation, construction, reconstruction, and maintenance of applicants' 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 20 days after the date hereof.

Dated at San Francisco, California, this 24th of May, 1949.

R. B. [Signature]
Arthur J. [Signature]
[Signature]
Harold P. [Signature]
[Signature]
Commissioners