

ORIGINAL

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Decision No. _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of E. GUY WARREN, doing business as WARREN TRANSPORTATION COMPANY, for authority to sell real property.

Application No. 40590

OPINION AND ORDER

E. Guy Warren, doing business as Warren Transportation Company, by application filed November 12, 1958, seeks authority to sell and transfer to the State of California a portion of the real property which he now uses as a terminal facility.

Applicant operates as a radial highway common carrier, highway contract carrier, petroleum contract carrier and as a highway common carrier. His principal terminal consists of a parcel of land approximately four acres in size, located in the City of Hayward, County of Alameda. The State of California is expanding the width of the road fronting said terminal property and desires to purchase a 0.658-acre portion thereof, which portion is more particularly described as follows:

"All that real property in the City of Hayward, County of Alameda, State of California, described as:

"A portion of that parcel of land as said parcel is described in that deed to E. Guy Warren, et ux, recorded January 8, 1943, in Book 4318, at page 211, official records of Alameda County, said portion being described as follows:

"Commencing at the most southerly corner of said parcel; thence along the property line common to the parcels, now or formerly of E. Guy Warren, et ux, and of the Central Pacific Railway Company; thence along said property line N. 41° 16' 22" W., 162.19 feet; thence N. 28° 15' 14" E., 202.72 feet to the property line common to the lands; now or formerly of E. Guy Warren, et ux, and of Harry R. Mitchell, et al; thence along last said line S. 37° 05' 22" E., 153.37 feet to the southeasterly line of said parcel, said line also being the center line of Jackson Street; thence along last said line S. 24° 34' 38" W., 195.88 feet to the point of commencement.

"Containing 0.508 of an acre, more or less, in addition to 0.150 of an acre, more or less, in above mentioned Jackson Street."

Applicant and State of California have agreed to a purchase price of \$58,500 for the property to be sold, which sum, in the opinion of applicant, will compensate him not only for the taking of the real property but also for severance damage and the cost of moving certain buildings. In addition, applicant is of the opinion that the property to be retained will be adequate for use as his terminal.

The Commission having considered the above-entitled application and being of the opinion that the proposed transfer will not be adverse to the public interest, that a public hearing is not necessary, and that the application should be granted, therefore,

IT IS HEREBY ORDERED that E. Guy Warren, doing business as Warren Transportation Company, may, on and after the effective date hereof and on or before April 30, 1959, sell and transfer the property referred to herein, in accordance with the terms and conditions set forth in the application.

Such authority as herein granted shall not be construed to be a finding of the value of the property herein authorized to be transferred.

This order shall become effective on the date hereof.

Dated at San Francisco, California, this 16th day of December, 1958.

E. J. Fox
 President

Paul Lister

Michael J. ...

Therese J. ...

Commissioners