

ALJ/RTB/rsr

WALLEN

AUG 24 1988

ORIGINAL

Decision ES 08 039 AUG 24 1988

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Mailed

Petition of the City of Vallejo for)
 Issuance of an Order to Show Cause)
 and for a Determination of Just)
 Compensation in Eminent Domain)
 Proceedings.)

Application 88-07-021
 (Filed July 18, 1988)

AUG 24 1988

ORDER TO SHOW CAUSE

In this proceeding the City of Vallejo (petitioner) invokes the Commission's authority under Public Utilities (PU) Code Sections 1401-1421 to fix the just compensation which shall be paid by the petitioner, under the law, for the taking of certain lands, properties, and rights owned by Southern Pacific Railroad Company. The pleading filed by the petitioner is a petition of the first class, setting forth the intention of the petitioner to acquire under eminent domain proceedings, or otherwise, certain lands, property, and rights of Southern Pacific Railroad Company, a public utility as defined by California Constitution, Article 12, Section 3, and by PU Code Section 230. (PU Code Section 1403).

The lands, property, and rights that petitioner desires to acquire by condemnation, or otherwise, are described as follows:

A 10-foot wide easement for the placement, reconstruction, maintenance, repair, renewal, and operation of a water main located within the right of way and parallel to the tracks of the Southern Pacific Railroad Company for a distance of approximately 1.463 miles and a width of 10 feet between Engineer Station 114+00 and Engineer Station 191+26, near the Station of Flosden, Solano County, California, in the location shown by red line on the map attached to the Petition as Exhibit A and incorporated therein by reference, along with the perpetual right of ingress and egress thereto.

All of the above-described property is situated in the City of Vallejo, County of Solano, and is within petitioner's corporate limits. Therefore,

IT IS ORDERED that:

1. Southern Pacific Railroad Company shall appear before Administrative Law Judge Robert T. Baer in the Commission's courtroom on Monday, September 19, 1988, at 10:00 a.m., at 505 Van Ness Avenue, San Francisco, California, to show cause, if any it has, why the Commission should not proceed to hear the petition and to fix the just compensation to be paid for the lands, property, and rights described above.

2. The Executive Director of the Commission is directed to serve a certified copy of this Order to Show Cause upon the Southern Pacific Railroad Company with a copy of the Petition attached thereto, by United States mail, enclosed in a sealed envelope, registered, with postage prepaid, addressed as follows:

Southern Pacific Railroad Company
Southern Pacific Building
One Market Plaza, Suite 200
San Francisco, CA 94105

3. The Executive Director is further directed to serve a copy of this Order to Show Cause upon the petitioner by regular mail.

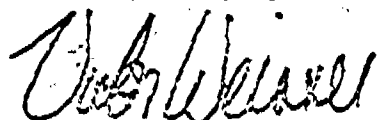
This order is effective today.

Dated AUG 24 1988, at San Francisco, California.

STANLEY W. HULETT
President

DONALD VIAL
FREDERICK R. DUDA
C. MITCHELL WILK
JOHN B. OHANIAN
Commissioners

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY.



DB Victor Weisner, Executive Director