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BEFORE THE
INTERSTATE COMMERCE COMMISSION

APPLICATION OF THE ATCHISON, TOPEKA	)	
AND SANTA FE RAILWAY COMPANY FOR	)	FINANCE DOCKET
AUTHORITY UNDER SECTION 5 (2) OF THE	)	
INTERSTATE COMMERCE ACT TO ACQUIRE	)	NO. 21334
CONTROL OF THE WESTERN PACIFIC RAIL-	)	
ROAD COMPANY.	)	

P E T I T I O N
OF THE COUNTY OF YAVAPAI,
STATE OF ARIZONA,
FOR LEAVE TO INTERVENE
IN SUPPORT OF APPLICATION

GEORGE M. IRELAND
County Attorney
Box 147
Prescott, Arizona

DATED: June 5, 1961.

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BEFORE THE

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AND SANTA FE RAILWAY COMPANY FOR)	FINANCE DOCKET
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ROAD COMPANY.)	

P E T I T I O N

OF THE COUNTY OF YAVAPAI,
STATE OF ARIZONA,
FOR LEAVE TO INTERVENE
IN SUPPORT OF APPLICATION

Comes now your petitioner, the County of Yavapai, State of Arizona, and respectfully represents that it has an interest in the matters in controversy in the above entitled proceeding, and desires to intervene in and become a party to said proceeding, and for grounds of the proposed intervention says:

1. Petitioner is the County of Yavapai, having a population of 28,912.

2. On June 5, 1961, Petitioner, by its Board of

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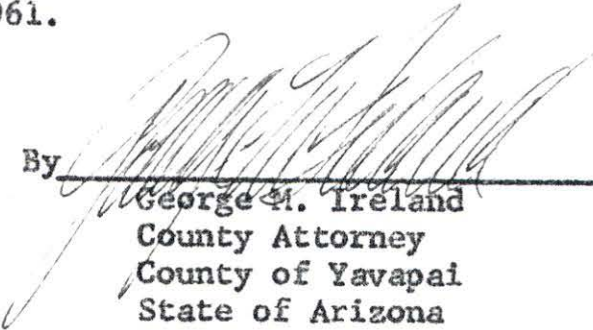
Supervisors, adopted a resolution which is attached hereto and is hereby made a part of this petition.

3. Petitioner's position and interest in this proceeding is that stated in the resolution of its Board of Supervisors, Adopted and Approved June 5, 1961.

WHEREFORE, said County of Yavapai, State of Arizona, prays leave to intervene and be treated as a party hereto with the right to have notice of and appear at the taking of testimony, produce and cross-examine witnesses, and be heard in person or by counsel upon brief and at the oral argument, if oral argument is granted.

DATED: Prescott, Arizona, the 5th day of
June, 1961.

By

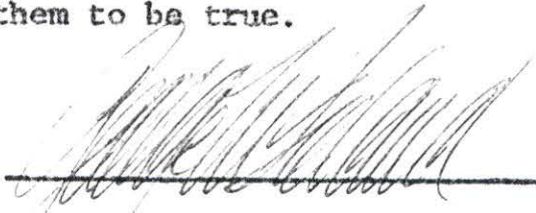


George M. Ireland
County Attorney
County of Yavapai
State of Arizona

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STATE OF ARIZONA)
) SS
COUNTY OF YAVAPAI)

GEORGE M. IRELAND, being duly sworn deposes and says that he is the County Attorney of the County of Yavapai, petitioner in the above entitled proceeding; that he has read the foregoing petition, and knows the contents thereof; that the same are true as stated, except as to matters and things, if any, stated on information and belief, and that as to those matters and things, he believes them to be true.


Subscribed in my presence, and sworn to before me, by the affiant above named, this 5 day of June, 1961.


My Commission expires
Jan. 10, 1965

R E S O L U T I O N

COUNTY OF YAVAPAI,
STATE OF ARIZONA

WHEREAS, the application of The Atchison, Topeka and Santa Fe Railway Company for authority under Section 5 (2) of the Interstate Commerce Act to acquire control of the Western Pacific Railroad Company by purchase and exchange of its capital stock, Finance Docket No. 21334, was filed with the Interstate Commerce Commission on October 25, 1960;

WHEREAS, application of the Southern Pacific Company for authority under Section 5 (2) of the Interstate Commerce Act to acquire control of the Western Pacific Railroad Company by purchase of its capital stock, Finance Docket No. 21314, was filed with the Interstate Commerce Commission on October 12, 1960;

WHEREAS, the application of The Atchison, Topeka and Santa Fe Railway Company states that control by it will (1) affirmatively contribute to adequate transportation service by assuring continuation of aggressive

competition in the rapidly expanding area immediately affected and (2) by preserving and fostering established gateways and routes via which the increased traffic demands of the area may be met in the future;

WHEREAS, the economic interest and the public welfare of the County of Yavapai is directly related to the preservation of competitive railroad service in California and the Far West and the preservation and further use of competitive rail gateways and facilities and competitive rail routes to and from California, the Pacific Northwest, the Southwest and Arizona, the South and the East;

WHEREAS, the continuation of Western Pacific as a railroad service directly competitive to the service offered by the Southern Pacific Company will enable this county and its adjacent area to continue to improve its industrial, commercial and agricultural growth;

WHEREAS, the maintenance of sound competitive rail service is vitally important to the continued growth and expansion of northern Arizona;

WHEREAS, the economic self-interest of the Southern Pacific Company as owner of the Western Pacific

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Railroad Company does not provide a basis for the accomplishment of the objectives to which the interests of this County are directly related; and

WHEREAS, control of the Western Pacific Railroad Company by the Southern Pacific Company would not only preclude the realization of the benefits flowing from the accomplishment of these objectives but would have a disadvantageous effect upon the economy of this county.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Yavapai, State of Arizona, hereby gives its full support to the application of The Atchison, Topeka and Santa Fe Railway Company to the Interstate Commerce Commission for approval of its plan for control of the Western Pacific Railroad Company.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Board of Supervisors of the County of Yavapai, State of Arizona, is opposed to the application of the Southern Pacific Company to the Interstate Commerce Commission for approval of its plan for control of the Western Pacific Railroad Company.

BE IT FURTHER RESOLVED that the County Attorney

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of this County be and is hereby authorized and directed to sign, verify and file on behalf of this County a petition for leave to intervene in support of the application of The Atchison, Topeka and Santa Fe Railway Company and in opposition to the application of the Southern Pacific Company, and to take all reasonable steps in furtherance of the interests of this County in the proceeding or proceedings before the Interstate Commerce Commission.

The foregoing Resolution passed and adopted by the Board of Supervisors of the County of Yavapai, State of Arizona, at their regular meeting on the 5th day of June, 1961, on Roll Call by the following vote:

AYES:

Supervisors

John J. Pineda
W. E. Kohn
Joseph E. Allen

NOES:

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ABSENT:



Taylor E. Estes
Chairman,
Board of Supervisors
County of Yavapai
State of Arizona

ATTEST:


Albert L. Jagerson
Clerk

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C E R T I F I C A T I O N

I certify that the attached is a true and correct copy of a Resolution passed by the Board of Supervisors of the County of Yavapai, State of Arizona, on the 5th day of June, 1961.

DATED: June 5, _____, 1961.



Albert L. Jagerson
Clerk