

Decision No. 15490

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of
W. W. WARD for the approval by the
Railroad Commission of the State of
California of the granting of a
franchise for a Wharf in San Luis
Obispo County to Pismo Beach Pier
and Amusement Company, a corporation.

ORIGINAL

Application No. 11,774

BY THE COMMISSION:

ORDER

THE PISMO BEACH PIER AND AMUSEMENT COMPANY, a corpora-
tion, having on November 6th, 1923, been granted, for a term of
twenty (20) years, by the Board of Supervisors of the County
of San Luis Obispo, State of California, the right, privilege
and franchise to construct, operate and maintain a wharf and to
take tolls for the use of the same on the following described
location in the town of Pismo Beach, County of San Luis Obispo,
State of California, to-wit:

Commencing at a point on the Westerly line of
Block Eight (8) in the Town of Pismo Beach distant
S. 22° 43' E. 127.18 feet from the Southwesterly
corner of said Block Eight (8); and extending
thence over Ocean Avenue across the intervening
tide lands and the Bay of San Luis Obispo
S. 65° 23' W. 1400 feet.

And it appearing that on the 12th day of May, 1924, the
aforesaid right, privilege and franchise was assigned by the above
mentioned Pismo Beach Pier and Amusement Company, a corporation,
to W.W.Ward, the applicant herein, and

Applicant having applied to the Railroad Commission for

approval of said right, privilege and franchise and having submitted to the Railroad Commission copies of the Articles of Incorporation of the Pismo Beach Pier and Amusement Company, a corporation, and of the application of the said corporation for the said right, privilege and franchise to the Board of Supervisors of the County of San Luis Obispo, State of California, and of a copy of the ordinance of said Board of Supervisors granting said right, privilege and franchise, together with a copy of the assignment of said right, privilege and franchise from the Pismo Beach Pier and Amusement Company, a corporation, to W.W.Ward, applicant herein; and

The Commission being of the opinion that this is not a case in which a public hearing is necessary and that this application should be granted;

NOW, THEREFORE, IT IS HEREBY ORDERED that the Railroad Commission hereby approves the right, privilege and franchise described in the application herein; provided, that this order will not become effective until W.W.Ward has filed with the Railroad Commission, for approval, a stipulation, declaring that neither the said W.W.Ward nor his successors or assigns will ever claim before the Railroad Commission, or any court or other public body, a value for said right, privilege and franchise in excess of the amount actually paid to the County of San Luis Obispo as a consideration for the granting of said right, privilege and franchise, which amount shall be stated in the stipulation and shall have received from the Railroad Commission a supplemental order declaring that such stipulation has been filed in form satisfactory to said Railroad Commission.

Dated at San Francisco, California, this 5th day of October, 1925.

H. B. Brundage
C. L. Lacey
G. W. W. W.
Leon O. White
Commissioners