

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 SPRING VALLEY WATER COMPANY,
 a corporation, and THE OLYMPIC CLUB,
 a corporation, for order authorizing
 said Spring Valley Water Company to
 sell certain property to said The
 Olympic Club and to let certain pro-
 perty to said The Olympic Club.

ORIGINAL

Application No. 12960

McCutchen, Olney, Mannon and Greene,
 for Spring Valley Water Company;

William F. Humphrey, for The Olympic Club

BY THE COMMISSION:

OPINION AND ORDER

Spring Valley Water Company has applied to the Railroad Commission for permission to sell to The Olympic Club a tract of land situate, lying and being partly in the City and County of San Francisco and partly in the County of San Mateo, containing 4.893 acres and particularly described in the Form of Agreement of Purchase and Sale of Real Property attached to the application herein and marked Exhibit "A". The consideration to be paid for the land is stated at \$19,572.00, of which \$2,796.00 was paid upon execution of the agreement between the two parties and the balance will be payable in six equal annual instalments of \$2,796. on the first day of May of each of the years 1927 to 1932, inclusive.

As a part of the same transaction the water company desires, and has applied for permission, to lease to The Olympic Club a tract of land situate, lying and being partly in the City and County of San Francisco and partly in the County of San Mateo containing 17.35 acres and particularly described in the form of lease

attached to the application and marked Exhibit "B", for a term of fifteen years commencing June 1, 1926, unless otherwise sooner terminated, at an annual rental of \$867.50 plus the payment of taxes, assessments and dues levied thereon, not including extraordinary assessments levied on the premises in respect to capital improvements for local and permanent benefit.

It is reported that the two tracts of land are useful to the water company in the performance of its obligations to the public, for water shed purposes only, and the company alleges that the sale of the 4.893 acres and the lease of the 17.35 acres, and the use to which the land will be put by The Olympic Club, will not impair, injure or affect the water supply of the City and County of San Francisco or the usefulness of the Laguna de la Merced and its water shed as a source of water supply. The two agreements provide that The Olympic Club will be required to keep the property clean and free from any and all nuisances and things which would be detrimental to the Laguna de la Merced as a source of water supply.

It appears that the 4.893 acre tract to be sold is not included in the properties covered by the option granted by the Spring Valley Water Company to the City and County of San Francisco under date of April 14, 1922. The 17.35 acre tract to be leased is included in the properties covered by the option, but in this connection it is reported that the lease is subject to termination in the event of the purchase of the property by the City and County of San Francisco, whether or not such purchase is in exercise of said option.

The Commission has given consideration to this application and is of the opinion that this is a matter in which a public hearing is not necessary and that the petition should be granted as herein provided, therefore,

IT IS HEREBY ORDERED that Spring Valley Water Company be, and it hereby is, authorized to sell to The Olympic Club the 4.893 acre tract of land, to which reference is made herein, and which is described in Exhibit "A" filed in this proceeding, said sale to be upon the terms and conditions set forth in said Exhibit "A".

IT IS HEREBY FURTHER ORDERED that Spring Valley Water Company be, and it hereby is, authorized to lease to The Olympic Club the 17.55 acre tract of land to which reference is made herein, and which is described in Exhibit "B" filed in this proceeding, said lease to be upon the terms and conditions set forth in said Exhibit "B".

DATED at San Francisco, California, this 2^d day of

July 1926.

H. B. Brandt

C. C. Allen

Ernest A. ...

Commissioners.