

Decision No. 17931

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 UNION OIL COMPANY OF CALIFORNIA, a
 corporation, for approval of a wharf
 franchise.

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)
) Application No. 13432.
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)

BY THE COMMISSION:

ORDER

Union Oil Company of California, a corporation, having, on the 6th day of December, 1926, been granted by the Board of Supervisors of the County of Contra Costa, State of California, for the term of twenty years, the right, privilege and franchise to maintain, operate, repair, renew, remove and take tolls for a wharf or pier located on certain lands bordering on a navigable stream or inlet of the same situate in said County in Supervisorial District Number One thereof, said lands being more particularly described as contained and within the following boundaries, to-wit:

Beginning at a point on the westerly line of the property of Union Oil Company of California at Oleum, Contra Costa County, California, as shown on Drawing E2A182, said point of beginning being North 39°29' West, a distance of 1717.05 feet from an iron pipe marked "33" and set in concrete on the westerly line of the California State Highway, said point of beginning being also North 39°29' West, a distance of 442.49 feet from an iron pipe marked "32" and set in concrete on the easterly line of the right of way of Southern Pacific Company, thence from said point of beginning North 8°47'29" East, a distance of 1000 feet to a point,

thence at right angles thereto south 81°12'31" East, a distance of 150 feet more or less to a point at high water mark on the existing shore line, thence along the line of high water on said existing shore line and also along the westerly line of the right of way of the Southern Pacific Company in a general southerly direction to a point on said westerly right of way which is South 81°12'31" east from the point of beginning and which is distant from said point of beginning 225 feet more or less, thence north 81°12'31" West, to the point of beginning.

Applicant, Union Oil Company of California, a corporation, 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 Union Oil Company of California and a copy of the ordinance of the Board of Supervisors of the County of Contra Costa, State of California, granting said right, privilege and franchise, and a stipulation declaring that neither the Union Oil Company of California, a corporation, nor its successors or assigns, will ever claim before the Railroad Commission, or any court or other public body, any value for said wharf franchise in excess of the amount actually paid for the granting thereof, and that the said amount is in the sum of \$230.50, comprising the sum of \$100.00 paid in cash to said County of Contra Costa, and the sum of \$130.50 paid for costs of advertising in connection therewith, all being included in the bid of the grantee of said franchise, which bid was duly accepted by the Board of Supervisors; and

The Railroad 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 of the State of California hereby approves the right, privilege and franchise described in the application herein; and

IT IS HEREBY FURTHER ORDERED that the Railroad Commission hereby declares that the stipulation filed herein, to the effect that neither the applicant nor its successors or assigns, will ever claim before the Railroad Commission of the State of California, or any court or other public body, any value for the said wharf franchise in excess of the amount actually paid for the grant thereof, is satisfactory as to form and contents.

Dated at San Francisco, California, this 26th day of January, 1927.

Ernest J. ...
H. B. ...
A. ...
Thos. ...
Commissioners.