

Decision No. 21032

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 SOUTHERN PACIFIC GOLDEN GATE FERRIES,
 LTD., for authority(1) to acquire operative
 rights and properties,(2) to acquire secu-
 rities of THE GOLDEN GATE FERRY COMPANY,
 MONTICELLO STEAMSHIP COMPANY and/or GOLDEN
 GATE SAN RAFAEL FERRY COMPANY, (3) to exe-
 cute a mortgage or trust indenture securing
 its bonds,(4) to issue stock and bonds;
 and also for a certificate or certificates
 of public convenience and necessity.

ORIGINAL

SOUTHERN PACIFIC COMPANY, NORTHWESTERN
 PACIFIC RAILROAD COMPANY, CENTRAL PACIFIC
 RAILWAY COMPANY, SOUTH PACIFIC COAST RAIL-
 WAY COMPANY, THE GOLDEN GATE FERRY COMPANY,
 MONTICELLO STEAMSHIP COMPANY, and GOLDEN
 GATE SAN RAFAEL FERRY COMPANY, for authority
 (1) to transfer operating rights and pro-
 perties to SOUTHERN PACIFIC GOLDEN GATE
 FERRIES, LTD., and (2) to discontinue certain
 public utility service to be taken over by
 SOUTHERN PACIFIC GOLDEN GATE FERRIES, LTD.

Application No. 15428

SOUTHERN PACIFIC COMPANY, for authority to
 lease certain properties to SOUTHERN PACIFIC
 GOLDEN GATE FERRIES, LTD.

BY THE COMMISSION:

SECOND SUPPLEMENTAL ORDER

The Commission's Decision No. 20925 dated April 1, 1929
 provides that the authority therein granted to the Northwestern
 Pacific Railroad Company to transfer ferries, operative rights,
 properties and equipment to the Southern Pacific Golden Gate Fer-
 ries, Ltd., will become effective when said applicants have filed
 with the Commission in satisfactory form, a copy of the agreement

or agreements under which applicant Southern Pacific Golden Gate Ferries, Ltd. will be permitted to use the terminal properties of the Northwestern Pacific Railroad Company at Sausalito and Tiburon and Northwestern Pacific Railroad Company agrees to carry on its passenger boats, vehicles for, and on account of, applicant Southern Pacific Golden Gate Ferries, Ltd.

On April 22, 1929, said applicants filed with the Commission a proposed agreement between Northwestern Pacific Railroad Company and Southern Pacific Golden Gate Ferries, Ltd. wherein the former agrees to carry on its passenger ferries, vehicles and their occupants for, and on account of, the latter, and permits the latter to use its terminal facilities and properties at Sausalito and/or Tiburon for that purpose.

There was also filed with the Commission on April 22nd an agreement between the Southern Pacific Company and Southern Pacific Golden Gate Ferries, Ltd., under the terms of which the Southern Pacific Company agrees to carry on its passenger ferries operated between San Francisco and Alameda, vehicles and their occupants for, and on account of, Southern Pacific Golden Gate Ferries, Ltd.

Neither of the agreements specify the rate of compensation by which these services will be rendered and facilities furnished Southern Pacific Golden Gate Ferries, Ltd.

The agreements are satisfactory, except that there should be incorporated in each agreement a provision to the effect that the terms and conditions of the agreements, as well as said rate of compensation, may at any time be changed by the Railroad Commission of the State of California, if such change is, in the opinion of the Commission, in the public interest.

It should be understood that the Commission has not heretofore, nor does it in this order, approve any rate of compensation

for the service to be performed by the Northwestern Pacific Railroad Company and Southern Pacific Company for Southern Pacific Golden Gate Ferries, Ltd., or by the latter company for the former companies.

IT IS HEREBY ORDERED, that Northwestern Pacific Railroad Company and Southern Pacific Golden Gate Ferries, Ltd.; and Southern Pacific Company and Southern Pacific Golden Gate Ferries, Ltd. be, and they are hereby authorized to execute, on or before July 1, 1929, agreements substantially in the same form as those filed in this proceeding on April 22nd, 1929, provided that such agreements be modified so as to include a provision to the effect that the terms and conditions of said agreements, as well as said rate of compensation, may at any time be changed by the Railroad Commission of the State of California, if such change is, in the opinion of said Railroad Commission, in the public interest.

IT IS HEREBY FURTHER ORDERED, that Southern Pacific Golden Gate Ferries, Ltd., shall, on or before July 10, 1929, file with the Railroad Commission a certified copy of each of said agreements.

DATED at San Francisco, California, this 29th day of April, 1929.

Thos. S. Lott

C. L. Lewis

Ernest J. O'Connell

Leon Whitell

M. J. Carr

Commissioners.