

ORIGINAL

BEFORE THE RAILROAD COMMISSION
OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of EAST BAY WATER COMPANY, a cor-) Application No. 2964.
poration, for an Order authorizing)
sale of Real Property.)

BY THE COMMISSION:

ORDER OF DISMISSAL.

EAST BAY WATER COMPANY having, in this proceeding,
asked the authority of the Railroad Commission to execute
a deed conveying:

1. To Abe P. Leach and H. B. Mehrmann the following described real property situated in the Township of Pleasanton, County of Alameda, State of California, to-wit:

Commencing at corner No. 16 of the official survey of the Santa Rita Rancho; running thence north along said Rancho line 2,010.4 feet; thence north $57^{\circ}45'$ East 1,444.3 feet to a point on the west side of County Road No. 1927; thence south $24^{\circ}3'$ East, 1717.8 feet to a point on the south boundary of Santa Rita Rancho; thence south $57^{\circ}45'$ West, 2,272.1 feet along southerly boundary of Santa Rita Rancho to a place of beginning; the same containing 72.53 acres, and being a portion of the Santa Rita Rancho included in a 225 acre tract, deeded by A. Chabot to the Contra Costa Water Company March 24, 1883.

2. To James P. Taylor the following described real property situated in the City of Oakland, County of Alameda, State of California, to-wit:

1st. BEGINNING at the intersection of the westerly line of Webster Street with the northerly line of Water Street; and running thence N. $63^{\circ}45'$ W. along the northerly line of Water Street, 99.75 feet; thence N. $89^{\circ}59'$ East along the Peralta Grant Line 111.22 feet to the westerly line of Webster Street; thence S. $26^{\circ}15'$ W. along the westerly line of Webster Street 49.22 feet to the point of beginning. Being portion of Lots 21, 22 and 23, Block 203, as per Kellersberger's Map of the City of Oakland.

2nd. BEGINNING at a point on the westerly line of Lot 14, Block 203, as per Kellersberger's Map of the City of Oakland, S. $26^{\circ}15'$ W. 93.06 feet from the southerly line of First Street; thence S. $63^{\circ}45'$ East 12.24 feet to the Inner Marsh Line, State Tide Land Survey; thence S. $83^{\circ}30'$ W., 14.56 feet along said Inner Marsh Line; thence N. $26^{\circ}15'$ E. 7.90 feet along the westerly line of said Lots 14 and 23 to the point of beginning. Being a portion of Lots 14 and 23, Block 203, as per Kellersberger's Map of the City of Oakland

3. To Jeremiah T. Burke the following described real property situated in the City of Berkeley, County of Alameda, State of California, to-wit:

COMMENCING at a point on the northerly line of Russell Street at the intersection with the same of the westerly line of the land owned by one Palache; running thence at a right angle to said northerly line of Russell street northerly 150 feet; thence at a right angle westerly and parallel with said northerly line of Russell Street 275 feet; thence at a right angle southerly 150 feet to the said northerly line of Russell Street; and thence at a right angle easterly and along the said northerly line of Russell Street 275 feet to the point of commencement. Being a portion of Plot No. 77 as per Julius Kellersberger's Map of the Rancho of V. and D. Peralta.

And the Railroad Commission finding that in each of the instances above-mentioned the property in question is neither necessary nor useful in the performance of the duties of the East Bay Water Company to the public, and that accordingly the consent of the Railroad Commission is not necessary under section 51(a) of the Public Utilities Act for the conveyance of said real property,--

IT IS HEREBY ORDERED that the application in
this proceeding be, and the same hereby is dismissed.

Dated at San Francisco, California, this 6th
day of June, 1917.

Max Thelen
H. H. H. H. H.
A. J. Gordon
Edwin O. Edgerton

Commissioners.