

**ORIGINAL**BEFORE THE RAILROAD COMMISSION  
OF THE STATE OF CALIFORNIADecision No. 4938

In the Matter of the Application of )  
THE PACIFIC TELEPHONE AND TELEGRAPH )  
COMPANY. )

a corporation, for an order of the )  
 Railroad Commission of the State of )  
 California granting it a certificate )  
 that public convenience and necessi- )  
 ty require the exercise by it of the )  
 rights and privileges conferred upon )  
 it under the franchise granted it by )  
 the Board of Trustees of the City of )  
 San Leandro by Ordinance Number 241, )  
 N.S., on the 6th day of August, 1917.)

Application No. 3321.

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BY THE COMMISSION:

ORDER

THE PACIFIC TELEPHONE AND TELEGRAPH COMPANY having  
 applied to this Commission for a certificate declaring that  
 public convenience and necessity require the exercise by it  
 of the franchise privileges conferred by Ordinance No. 241,  
 N.S. of the City of San Leandro, attached to the application  
 herein and marked "Exhibit B," which ordinance grants to said  
 company, its successors and assigns, the right to place, erect,  
 and maintain poles, wires and other appliances and conductors,  
 and to lay underground conductors for wires for the transmis-  
 sion of electricity for telephone and telegraph purposes,  
 in, upon, and under the streets, alleys, avenues, thorough-  
 fares and public highways, in the Town of San Leandro, State  
 of California, and to exercise the privilege of operating

telephone and telegraph instruments and of doing a telephone and telegraph business within said town of San Leandro; and the Commission being of the opinion that this is not a case in which a public hearing is necessary and that said application should be granted,--

IT IS HEREBY ORDERED that said application be, and the same is hereby granted; provided, that neither said applicant, its successors nor assigns, shall ever claim before this Commission, or any other public body, a value for said franchise for rate fixing or other purposes in excess of the amount actually paid to the city of San Leandro as the consideration for the grant of such franchise, which amount appears from the application to be \$143.35.

Dated at San Francisco, California, this 7<sup>th</sup> day of December, 1917.

Max Hill

Edwin C. Edgerton

Stan R. Berlin  
Commissioners.