

ORIGINAL

Decision No. 5455

BEFORE THE RAILROAD COMMISSION
OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
CROKER LAND COMPANY, a corporation,)	
and Marin Municipal Water District,)	
a public corporation, for an order)	
authorizing said Croker Land Company)	Application No. 3785.
to sell certain property and to lease)	
other property to said Marin Municipal)	
Water District.)	

BY THE COMMISSION:

ORDER

CROKER LAND COMPANY having applied to this Commission for authority to sell certain property to Marin Municipal Water District in accordance with the form of agreement attached to the application in this proceeding maked "Exhibit A," the property to be sold being described in the application as follows:

All that certain real property situate, lying and being at Fairfax, in the County of Marin, State of California, comprising the "Croker Water System," described as follows, to-wit:

FIRST: That certain lot or parcel of land marked "Tank Lot" on Sheet No. 2 of that certain map entitled "Map No. 3 Deer Park, Fairfax, Marin Co., Cal." recorded in the office of the County Recorder of the County of Marin, State of California, in Book 4 of Maps at page 96, and more particularly described as follows, to-wit:

COMMENCING at the most northerly corner of lot designated "N" on said map and running thence along the south-westerly line of an unnamed street North 14° 35' West 78 feet; thence leaving said line of said street South 45° 36' West 108.6 feet; thence South 50° 54' East 50.5 feet and thence North 61° 13' East 66.9 feet to the point of commencement.

Together with a right of way over, along and upon that certain alley running along the westerly boundary line of said Lot "N" and continuing in a straight line from the southwesterly end of said alley through and across lots No's 300 and 301 as shown on said Map 3, Sheet No. 3 thereof. Said right of way being deeded for the purpose of laying, maintaining, removing, repairing and otherwise altering and keeping up two or more lines of water pipe under, through and across the same, and along the line now occupied by two lines of pipe running from a concrete valve box at the head of Meernaa Street across said Lots 300 and 301 to said alley and thence up said alley to said tank lot.

SECOND: All water mains, pipes, pipe lines, service connections, meters, valves, hydrants and other appliances now used upon and connected with the water system of the party of the first part (excepting, however, wells, pumps, pump houses, machinery, tools and fittings now located on Lot No. 118 as laid down and delineated on Map No. 1, Deer Park, Fairfax, Marin Co., Cal. 1907," recorded in the office of the County Recorder of the County of Marin, State of California, in Book 2 of Maps at page 105.)

AND also all water, pipes, service connections, meters, and appurtenances now located in the county road adjacent to Deer Park and in the Pacheco Tract at Fairfax, and in that certain tract of land lying northwesterly of the Fairfax and Bolinas County Road known as the "Fairfax Park Tract," and also all pipes, mains, meters and service connections lying in the County Road adjacent to Fairfax Station and crossing the railroad track and connecting with the mains of the party of the second part and the right of way to lay, maintain, repair and remove such water pipes, meters and service connections over and along all streets and alleys laid down and delineated upon maps No's 1, 2, and 3 of Deer Park as the same are filed in the office of the County Recorder of the County of Marin, State of California;

and having applied for authority to lease to Marin Municipal Water District, in accordance with the form of lease attached to the application marked "Exhibit B", the following described property:

Lot No. 118 as the same is laid down and delineated upon "Map No. 1 Deer Park, Fairfax, Marin Co., Cal. 1907", which said map was recorded in the office of the County Recorder of the County of Marin, State of California, in Map Book 2, at page 105; together with all wells, pumps, pump houses, machinery, pipes and all appliances located thereon used or useful for the purpose of supplying or pumping water.

And it appearing to the Commission that this is not a case in which a public hearing is necessary and that the application

should be granted,--

IT IS HEREBY ORDERED that the application herein be,
and the same is hereby, granted;

PROVIDED, that the authority herein granted to trans-
fer said property shall apply only to such property as is
transferred on or before the 30th day of June, 1918, and that
the consideration given for the property herein authorized to
be transferred shall not be taken before this Commission or
any other public body as a value for rate fixing purposes;
and

PROVIDED FURTHER, that a certified copy of the deed
of conveyance and lease executed in accordance with this order
shall be filed with this Commission within fifteen (15) days
after the execution thereof.

Dated at San Francisco, California, this 4th day
of June, 1918.

H. S. Leonard

Edwin C. Egan

Frank R. Polue
Commissioners.