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Decision No. 7050.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF
THE STATE OF CALIFORNIA.

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In the Matter of the Application of)
 EMPIRE TELEPHONE COMPANY,)
 a corporation, and)
 THE PACIFIC TELEPHONE AND TELEGRAPH)
 COMPANY, for an order authorizing)
 EMPIRE TELEPHONE COMPANY to sell to)
 THE PACIFIC TELEPHONE AND TELEGRAPH)
 COMPANY, all of its telephone proper-)
 ty in and adjacent to Empire, Stanis-)
 laus County, California, and THE)
 PACIFIC TELEPHONE AND TELEGRAPH COMPANY)
 to purchase and acquire the same.)

Application
Number
5095.

BY THE COMMISSION:

THIRD SUPPLEMENTAL ORDER.

IT IS HEREBY DECLARED that in accordance with the order heretofore made in this proceeding on November 28, 1919, in Decision Number 6896, THE PACIFIC TELEPHONE AND TELEGRAPH COMPANY has filed with the Railroad Commission a stipulation duly authorized by its Board of Directors, in which stipulation said company undertakes and agrees, for itself, its successors and assigns, that it will never claim before the Railroad Commission, or any court, or other public body, a value for the rights, permits, privileges and franchises to use the streets, alleys and highways in and around the town of Empire, whether claimed under permit issued to the EMPIRE TELEPHONE COMPANY by the Board of Supervisors of Stanislaus County, or claimed under Section 536 of the Civil Code of California.

or otherwise, in excess of the actual cost to said EMPIRE TELEPHONE COMPANY of acquiring said rights, permits, privileges and franchises, which cost is stated to be the sum of \$10.00; and that said stipulation is satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 26th
day of January, 1920.

Edwin O. Edgerton
H. B. Loveland
Frank P. Dwyer
H. A. Brundage

Commissioners.