

Decision 7267.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE
STATE OF CALIFORNIA.

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In the Matter of the Application of)
GRANGERS BUSINESS ASSOCIATION)
for an order approving the order of)
the Board of Supervisors of the)
County of Contra Costa, State of)
California, made December 15, 1919,)
granting to the Grangers Business)
Association, its successors and as-)
signs, a renewal of the right to con-)
struct and maintain a wharf and to)
take tolls thereon for the use of the)
same for the term of twenty years, on)
certain land situated and bordering)
on the Straits of Carquinez, in said)
County of Contra Costa.)

Application
Number
5382

Houghton & Houghton, for applicant.

BY THE COMMISSION:

O R D E R.

GRANGERS BUSINESS ASSOCIATION having been granted on
December 15, 1919, by the Board of Supervisors of Contra Costa County,
for a period of twenty years, a renewal of the wharf franchise thereto-
fore granted to it on February 5, 1900, permitting applicant to con-
struct and maintain a wharf and to take tolls for the use of same, on
all those certain submerged, overflowed and tide lands of the State of
California situate and bordering upon the south bank of the Straits of
Carquinez in the county of Contra Costa, State of California, and more
particularly described as follows:

"COMMENCING at a point five hundred fifty
(550) feet westerly from the center line of the small
wharf formerly owned by J.L. Eckley which said wharf is
located in front of and northerly from what is known as
the Eckley residence; thence extending westerly along

the shore of said Carquinez Straits and parallel with the northerly line of the Southern Pacific Railroad Company, one thousand (1000) feet; and extending northerly at right angles with said line of said shore to ships channel in the waters of said Carquinez Straits."

and having applied to the Railroad Commission for approval of the renewal of said franchise and having submitted to the Railroad Commission, copies of papers filed with the Board of Supervisors of Contra Costa, together with a copy of the order of said Board of Supervisors, granting a renewal of the franchise, and the Commission being of the opinion that this is not a case in which a public hearing is necessary and that the application should be granted;

NOW, THEREFORE, IT IS HEREBY ORDERED, that the Railroad Commission hereby approves the renewal of the wharf franchise described in the petition herein, provided that Grangers Business Association file with the Railroad Commission within thirty days from the date hereof, a stipulation, duly authorized by its Board of Directors declaring that neither said association, its successors, nor assigns, will ever claim before the Railroad Commission, or any court or other public body, a value for said wharf franchise in excess of the amount actually paid to the County of Contra Costa as a consideration for the grant of said franchise, which amount shall be stated in the stipulation and shall have received from the Railroad Commission a supplemental order declaring that such stipulation has been filed in form satisfactory to the Railroad Commission.

Dated at San Francisco, California, this 15th day of March, 1920.

Edwin O. Edgerton
W. H. Leonard
Frank R. Oliver
H. W. Brundage
Quincy Martin
Commissioners.