

Decision No. 31911

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of the Application of  
REDWOOD MANUFACTURERS COMPANY,  
a corporation, REMCO STEAMSHIP COM-  
PANY, a corporation, and FRED HIRT,  
for an order authorizing assignment  
of lease of wharf property.

Application No. 22653

BY THE COMMISSION:

OPINION AND ORDER

In this proceeding the Redwood Manufacturers Company and Remco Steamship Company ask permission to assign to Fred Hirt the lease of the property designated as the Los Medanos Wharf at Pittsburg, California.

By Decision No. 28712 dated April 13, 1936 in Application No. 20444 the Commission authorized the Redwood Manufacturers Company to lease the Los Medanos Wharf to the Remco Steamship Company. The lease authorized by the Commission runs for a term of 10 years unless terminated by either party, as provided in the lease. Under the terms of the lease, the lessee has to pay annually as rent one third of the net profits from the operation of the wharf. In the event that there are no net profits, the lessee agrees to assume the entire loss, if any. The lessee further agrees to pay all operating expenses, to keep the wharf in such repair as it was at the commencement of the lease; to keep the demised premises insured against loss or damage by fire in some insurance company or companies approved by the lessor in a sum of at least \$6,500.00; and not to assign, under-let or part with the possession of the whole or any part of the demised premises without first obtaining the written consent of the lessor.

By Decision No. 31542 dated December 12, 1938 in Application No. 22399, the Commission authorized the Remco Steamship Company to abandon its common carrier public utility operations. In order that the Remco Steamship Company may be dissolved it is proposed to assign the lease to which reference has been made to Fred Hirt, an individual, who has been operator and manager of the Los Medanos Wharf for over 10 years.

The Commission has considered the request of applicants and is of the opinion that this is not a matter in which a hearing is necessary and that the application should be granted, as herein provided, therefore,

IT IS HEREBY ORDERED that Redwood Manufacturers Company and Remco Steamship Company be, and they are hereby authorized, to assign on or before June 30, 1939, the lease of the property designated as the Los Medanos Wharf, and referred to in this application, to Fred Hirt, who is hereby authorized to enter into such lease and operate said wharf properties.

IT IS HEREBY FURTHER ORDERED that applicants shall join in a common supplement to the tariff now on file with the Commission naming dockage and wharf demurrage rates at Los Medanos Wharf, applicant Remco Steamship Company on the one hand withdrawing and Fred Hirt on the other hand adopting and establishing as his own said tariff and its effective supplement on not less than five(5) days' notice to the Commission and the public.

IT IS HEREBY FURTHER ORDERED that the authority herein granted will, except as otherwise provided herein, become effective upon the date hereof.

IT IS HEREBY FURTHER ORDERED that within thirty(30) days after the assignment of said lease, Fred Hirt shall file a certified copy of said lease with the Railroad Commission.

DATED at San Francisco, California, this 11<sup>th</sup> day of April, 1939.

Rayburn  
James O. Smith

W. H. Kelly  
Justus J. Casner

COMMISSIONERS.