

ORDINANCE NO. 522

Fourth SERIES.

An ordinance granting to N. FAY and N. A. FAY, co-partners doing business under the firm name and style of FAY TRANSPORTATION COMPANY, and to their successors and assigns, certain wharf privileges and rights in the City of Sacramento.

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION ONE: The right and privilege is hereby granted to N. FAY and N. A. FAY, co-partners doing business under the firm name and style of FAY TRANSPORTATION COMPANY for a period of ten (10) years from and including the 1st day of November, 1931, to use, operate and occupy as a wharf that portion of Sacramento Municipal Wharf (said wharf being situate on or adjacent to Front Street at or near the foot of "P" Street in the City of Sacramento, County of Sacramento, State of California) now and heretofore occupied by N. Fay and N. A. Fay co-partners doing business under the firm name and style of Fay Transportation Company, said portion of said wharf being more particularly described as follows:

Beginning at a point located on the East wall of the Sacramento City Municipal Wharf which wharf is situate on or adjacent to Front Street at or near the foot of "P" Street in the City of Sacramento, County of Sacramento, State of California, said point of beginning being 176 feet in a southerly direction from the north end of the warehouse on said wharf; thence in a southerly direction parallel to the center line of Front Street 174 feet; thence in a westerly direction 45 feet to the present finder line which, at this point is 142 feet more or less West from the center line of Front Street; thence

1 northerly along the present finder line 174 feet; thence  
2 easterly 45 feet to the point of beginning.

3 SECTION TWO: The said right, permission and franchise  
4 is hereby granted upon the following terms, to-wit:

5 (a) Said N. FAY and N. A. FAY, co-partners aforesaid,  
6 shall pay hereunder to the City of Sacramento the sum of ONE  
7 HUNDRED SEVENTY-FOUR DOLLARS (\$174.00) per month. However, in  
8 this regard the City of Sacramento is now making a survey of  
9 its wharf properties to determine the actual costs of maintenance  
10 thereof. Should it be determined by said City of Sacramento or  
11 its proper officers that said sum is not in proportion to the  
12 costs of maintenance of the Sacramento City Wharf Properties  
13 then and in that event from the time of such determination said  
14 N. FAY and N. A. FAY, co-partners aforesaid, shall pay monthly  
15 their proportion of such maintenance in lieu of said sum here-  
16 inabove specified; provided further, however, anything to the  
17 contrary notwithstanding, in no event, shall said N. Fay and N. A.  
18 Fay, co-partners aforesaid, be required to pay more than the sum  
19 of TWO HUNDRED SEVENTEEN and 50/100 DOLLARS (\$217.50) per month  
20 for this franchise hereunder.

21 (b) The City of Sacramento shall not have the right  
22 to take over without compensation to the grantees herein this  
23 franchise. Said City of Sacramento shall make all necessary  
24 repairs and replacements to or of said wharf.

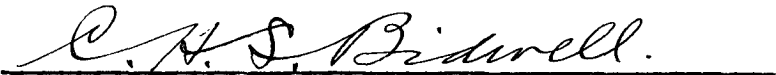
25 (c) This franchise shall be construed as a lease in  
26 conformity with Section 235 of the City Charter of the City of  
27 Sacramento.

28 SECTION THREE: This ordinance shall take effect and  
29 be in force immediately after the expiration of sixty (60) days  
30 from its passage.  
31

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31

SECTION FOUR: Said N. FAY and N. A. FAY, co-partners  
aforesaid, shall file with the Clerk of the City of Sacramento  
their written acceptance of this ordinance within ten (10) days  
after the passage of this ordinance.

PASSED: August 20 1931  
EFFECTIVE: September 19, 1931



Mayor of the City of Sacramento, County  
of Sacramento, State of California.

ATTEST:



City Clerk.