

Decision No. 12368.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of the Application of
J. D. MILLAR REALTY COMPANY,
a corporation, to sell the water
works, distributing system and other
property owned by it to W. T. ESTEP
and to establish a rate for the sale
of water for the said works.

Application No. 9090.

Salzman & Kornblum by I. B. Kornblum, for applicants.

Frank Gillelen, City Engineer, for City of Hawthorne.

BY THE COMMISSION:

O P I N I O N

In the above entitled matter J. D. Miller asks authority to sell the water works and distributing system supplying the residents of Fairfax Park Tract, Los Angeles County, to W. T. Estep, who joins in the application and who also desires a certificate of public convenience and necessity to operate the system as a public utility and the establishment of a rate for the sale of water.

A public hearing in this matter was held in Los Angeles before Examiner Williams. All interested parties had been duly notified thereof and given an opportunity to be present and to be heard.

It appears that this water system was installed in 1921 by J. D. Miller Realty Company to aid in the sale of lots in Fairfax Park Tract, and at the present time approximately 105

consumers are supplied without charge.

The system has become inadequate to serve the present consumers and it is now the desire of W. T. Estep, who has purchased the system, to make the necessary improvements and to operate it as a public utility. A new well, a Layne-Bowler pump and 25,000 gallon redwood tank have been installed, and some of the distribution mains have been replaced by others of larger capacity.

Several people appeared and requested water service on two blocks within the boundary of the Fairfax Park Tract, but not served by the water system installed by the J. D. Millar Realty Company. Mr. Estep agreed to extend the system to these two blocks under rules and regulations acceptable to the Commission.

Mr. Gillelen, City Engineer of Hawthorne, stated that the City of Hawthorne is taking steps to acquire or install a water system within the city limits, which embrace a portion of the Fairfax Park Tract. He stated however that it would be the policy of the City to acquire the existing water systems in so far as possible.

There is no other public utility supplying water in this vicinity and no one appeared to oppose the granting of the application. The rates requested are the same as those granted recently by the Commission, in its Decision No. 12022, for water supplied by the North Moneta Garden Lands Company, operated by W. T. Estep in the vicinity, and are reasonable.

Careful consideration of the evidence submitted indicates that the interests of consumers will be best served by the transfer of the water system and that the application should be granted.

O R D E R

The J. D. Millar Realty Company, a corporation, having made

application for authority to transfer to W. T. Estep a water system supplying residents of the Fairfax Park Tract, Los Angeles County, and the said W. T. Estep having joined in the application, and having also requested that he be granted a certificate of public convenience and necessity to operate the said system as a public utility, and that this Commission establish rates to be charged for the service rendered, a public hearing having been held thereon, the matter having been submitted, and the Commission being now fully informed in the matter,

THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA hereby declares that public convenience and necessity require and will require that W. T. Estep operate a water system for the purpose of supplying water to residents in Fairfax Park Tract, Los Angeles County, and

IT IS HEREBY ORDERED that W. T. Estep be and he is hereby authorized to purchase from the J. D. Millar Realty Company, a corporation, a certain water system supplying residents in Fairfax Park Tract, Los Angeles County, and more particularly described in the application herein, upon the following conditions:

1. The consideration for the transfer herein authorized shall not be urged before this Commission or any other public body as a finding of value for rate fixing or any purpose other than the transfer herein authorized.
2. The authority given herein shall apply only to such transfer as shall have been completed on or before October 1, 1923, and a certified copy of the final instrument of conveyance shall be filed with this Commission by W. T. Estep within thirty (30) days from the date on which it is executed.
3. Within ten (10) days from the date on which J. D. Millar Realty Company, a corporation, actually relinquishes control and possession of the property herein authorized to be transferred, W. T. Estep shall file with this Commission a certified statement indicating the date upon which he acquired control and possession thereof.

IT IS HEREBY FURTHER ORDERED that W. T. Estep be and he is hereby directed to file with this Commission within twenty (20) days from the date hereof the following schedule of rates to be charged for all water delivered to consumers in Fairfax Park Tract, Los Angeles County, after August 15, 1923:

MONTHLY FLAT RATES

1. For residences, tenements or boarding houses of five rooms or less. \$1.50
 For each additional room25
 Additional for private barn or garage with not more than two horses or cows or one automobile50
 For each additional horse or cow20
 For each additional automobile50
2. Sprinkling or irrigation of lawns, shrubbery, trees, gardens, etc., per square yard.005

IRRIGATION RATES

A flat rate per hour for water delivered through a two (2) inch hydrant attached to a four (4) inch main \$.75

DOMESTIC METER RATES

For 400 cubic feet of water or less \$1.00
 From 400 cubic feet to 1000 cubic feet, per 100 cubic feet20
 From 1000 cubic feet to 2000 cubic feet, per 100 cubic feet15
 All in excess of 2000 cubic feet, per 100 cubic feet12

Note: Meters may be installed at the option of the consumer or the company. When a meter is installed at the request of a consumer, a deposit may be required, such deposit to be returned to the consumer as a credit on monthly bills at a rate of one twentieth (1/20) of the deposit per month. The following deposits may be required:

For 5/8 inch meter	\$15.00
For 3/4 " "	20.00
For 1 " "	25.00
For 1 1/2 " "	45.00
For 2 " "	70.00

IT IS HEREBY FURTHER ORDERED that W. T. Estep be and he is hereby directed to file with this Commission within thirty (30) days from the date of this order, rules and regulations to govern relations with consumers, such rules and regulations to become effective upon their acceptance by the Commission.

Dated at San Francisco, California, this 17th day of July, 1923.

Cl. Leavelle

Ernest Martin
Egerton Shore

Commissioners.