

Decision No. 16753

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the matter of the)
application of the Home)
Tract Water Company, a)
corporation, for authority)
to sell its entire public)
utility property to Orange)
County Water Works Number)
Three.)

ORIGINAL

Application No. 12742.

F. A. Monroe, for applicant

D. G. Wettlin, Deputy District Attorney
of Orange.

WHITSELL, COMMISSIONER.

O P I N I O N.

Home Tract Water Company, a corporation, which owns and operates a public utility water system supplying water to consumers residing in and in the vicinity of Garden Grove, Orange County, has made application to this Commission for authority to transfer the system to the Orange County Water Works District Number Three.

A public hearing in this matter was held on May 1, 1926 at Garden Grove, after all interested parties had been duly notified and given an opportunity to be present and be heard.

At the hearing the officials of the Orange County Water Works District Number Three joined in this application to purchase the system of the Home Tract Water Company.

The evidence shows that Orange County Water Works District Number Three is duly organized under the California County Water Works District Act approved June 13, 1913, amended in 1915. At a special election called within said district on February 16th, 1926, the people voted a bond issue of \$50,000. to be used in the purchase of the Garden Grove City Water Company, and Home Tract Water Company, and to make certain improvements in the same. The purchase price to be paid for this system is \$7,500. The testimony shows that all the territory now obligated to be served with water by Home Tract Water Company is included in the Orange County Water Works District Number Three. The district proposes to install additional mains and pumping equipment which will insure the consumers a better service.

No one appeared to protest the granting of this application, and it is apparent that the interests of the consumers will be served best by the authorization of the transfer.

O R D E R

Home Tract Water Company, a corporation, having made application to this Commission for authority to transfer its public utility water system to the Orange County Water Works District Number Three, which joins in the application.

a public hearing having been held thereon, the matter having been submitted and the Commission now being fully informed thereon,

IT IS HEREBY ORDERED that Home Tract Water Company, a corporation, be and it is hereby authorized to transfer to the Orange County Water District Number Three all land, personal property, rights-of-way, easements, or other covenants which are a part of, or belong to the Home Tract Water Company. The land is more particularly described as follows:

All that certain real property situated in the Rancho Las Bolsas, County of Orange, State of California, described as follows: to-wit;

A portion of Block 11 of the Garden Grove Home Tract, as shown on a Map recorded in Book 4, page 57 of Miscellaneous Maps, records of Orange County, California, described as follows:--

Beginning at a point in the center line of Stanford Avenue 160 feet East of the intersection of the center lines of said Stanford Avenue and 7th Street, as shown on said Map; running thence South 80 feet; thence East 40 feet; thence North 80 feet and thence West 40 feet to the point of beginning.

Reserving therefrom that portion included within said Stanford Ave.

IT IS HEREBY FURTHER ORDERED. that the authority herein granted shall be subject to the following conditions:

1. The authority herein granted shall apply only to such transfer as shall have been made on or before August 1st, 1926, and a certified copy of the instrument of conveyance shall be filed with this Commission by said Home Tract Water Company within thirty (30) days from the

- date on which it is executed.
2. Within ten (10) days from the date on which Home Tract Water Company actually relinquishes control and possession of the property herein authorized to be sold, it shall file with this Commission a certificated statement indicating the date upon which such control and possession was relinquished.
 3. The consideration given for the transfer of this property shall not be urged before this Commission or any other public body as a finding of value of the property for rate fixing or for any purpose other than the transfer herein authorized.

For all other purposes the effective date of this order shall be twenty (20) days from and after the date hereof.

The foregoing opinion and order are hereby approved and ordered filed as the opinion and order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 21st
day of May, 1926.

H. A. Brundage
C. S. Beatty
Frank J. ...
Leon Whitell
COMMISSIONERS.