

Decision No. 18601

**ORIGINAL**

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of  
BALDWIN PARK DOMESTIC WATER COMPANY,  
a corporation, for authority to sell  
its system to BALDWIN PARK COUNTY  
WATER DISTRICT, a corporation.

Application No. 13591.

James E. Barker, for applicants.

BY THE COMMISSION:

O P I N I O N

Baldwin Park Domestic Water Company, a corporation, operating a public utility water system supplying water to consumers residing in and in the vicinity of Baldwin Park, Los Angeles County, has made application to this Commission for authority to transfer its water plant to Baldwin Park County Water District, a corporation.

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

The evidence shows that Baldwin Park County Water District is duly organized and exists under and by virtue of the California County Water District Act, Number 9124, Statutes of 1913, and amendments thereto, and, as such, has entered into an agreement with the Baldwin Park Domestic Water Company for the purchase of its system for a consideration of \$167,500. for the property as it existed on October 1, 1926, subject to adjustment for subsequent changes to date of acquisition.

The testimony shows that an election has been held at

which the people of this district have approved a bond issue amounting to \$225,000. for the purpose of acquiring the properties of applicant and installing certain improvements thereto. All consumers now served by this utility are within the exterior boundaries of the district and will continue to receive water from the purchasers. Applicant has agreed to make provision for the refunding of any and all deposits which may be due consumers for main extensions, meter and/or service connections, and/or any other purposes.

No one appeared to protest the granting of the application and, as it appears from the evidence that the consumers of this utility will be assured a more adequate and dependable water supply at lesser rates through operation by the district, we are of the opinion that the transfer should be granted.

#### O R D E R

Baldwin Park Domestic Water Company, a corporation, having made application to this Commission for authority to transfer its public utility water system to the Baldwin Park County Water District, a corporation, 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 Baldwin Park Domestic Water Company, a corporation, be and it is hereby authorized to transfer to the Baldwin Park County Water District, a corporation, its lands, properties, rights and/or interests, substantially in accordance with the terms and provisions of the agreements attached as exhibits to the application herein and which are hereby referred to and made a part of this Order by reference, subject to the following conditions:

1. The transfer herein granted shall apply only to such transfer as shall have been completed on or before September 30, 1927, and a certified copy of the final instrument of conveyance shall be filed with

this Commission by said Baldwin Park Domestic Water Company within thirty (30) days from the date on which it is executed.

2. Within ten (10) days from the date on which Baldwin Park Domestic Water Company actually relinquishes control and possession of the property herein authorized to be transferred, it shall file with this Commission a certified statement indicating the date upon which such control and possession was relinquished.
3. On or before August 31, 1927, Baldwin Park Domestic Water Company shall refund all amounts due consumers for deposits made for main extensions, meter and/or service connections, and/or any other purposes.
4. Within ten (10) days from the date of this Order, Baldwin Park Domestic Water Company shall cause to be published at least three times in a newspaper, published in or in the vicinity of Baldwin Park and of general circulation in the territory served, a notice to the effect that said company will pay on or before August 31, 1927, to all consumers entitled thereto the amounts of unpaid deposits made by its consumers for water service. Said notice should further request all consumers having claims for unpaid deposits to present such claims at the office of the company as soon as possible.
5. A verified statement that the conditions of paragraphs three and four above have been complied with shall be filed with this Commission by Baldwin Park Domestic Water Company on or before August 31, 1927, and compliance with the conditions of paragraphs three and four, and the filing of such a statement of compliance within the time specified shall be conditions precedent to the effectiveness of any transfer made under this order.
6. Within ten (10) days from the date of this Order, Baldwin Park Domestic Water Company shall file with this Commission a statement showing the name and address of each consumer entitled to refund of deposit on the date of this Order, the amount and date of the original deposit and all refunds, if any, heretofore paid. Thereafter, a monthly statement as of the first day of the month shall be filed with this Commission to and including September 1, 1927, setting forth the name and address of each consumer to whom refund has been made, the date

and the amount thereof and the basis  
of settlement.

The authority granted herein shall become effective on  
the date hereof.

Dated at San Francisco, California, this 8th day  
of July, 1927.

Emmings

Alseamy

Thos & Powell  
Commissioners.