

Decision No. 19861

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

ORIGINAL

In the Matter of the Application of
 SAN JOSE WATER WORKS, a corporation,
 and of O.P. MILLS and DELLA F. MILLS,
 for an order authorizing San Jose Water
 Works to purchase, and O.P. Mills and
 Della F. Mills to sell and convey, the
 water system commonly known as the
 "Willow Glen Water Works" or "O.P. Mills
 Water Company".

Application No. 14735.

BY THE COMMISSION:

O R D E R

O.P. Mills and Della F. Mills having made application to this Commission for authority to transfer to San Jose Water Works, a corporation which joins in said application, that certain water system supplying consumers with water for domestic and other purposes in the Willows District, near the City of San Jose in Santa Clara County, and it appearing that this is not a matter in which a public hearing is necessary and that the application should be granted,

IT IS HEREBY ORDERED that O.P. Mills and Della F. Mills be and they are hereby authorized to transfer and convey their water system known as Willow Glen Water Works to San Jose Water Works, a corporation, and that said San Jose Water Works be and it is hereby authorized to purchase and acquire said water system for a consideration not in excess of the sum of twenty-five thousand dollars (\$25,000.) and substantially in accordance with the terms and conditions set forth in Exhibits A and B attached

to the application herein and hereby made a part of this order by reference, subject, however, to the following further 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 herein granted shall apply only to such transfer as shall have been made on or before the first day of September, 1928, and a certified copy of the final instrument of conveyance shall be filed with this Commission by said O.P. Mills and Della F. Mills within thirty (30) days from the date on which it is executed.
3. Within ten (10) days from the date on which O.P. Mills and Della F. Mills actually relinquish control and possession of the property herein authorized to be transferred, they shall file with this Commission a certified statement setting forth the date upon which such control and possession were relinquished.

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

Dated at San Francisco, California, this 7th day of June, 1928.

Leon Whitell
Ch. Sawyer
Edmund C. ...
M. J. ...
 Commissioners.