

ORIGINAL

Decision No. 20457

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of

C.W. LONGMIRE,  
R. F. D. No. 3, Anaheim, California,  
for an order authorizing sale by him  
of public utility property consisting  
of a pumping plant for irrigating  
purposes to L. A. BORTZ, R. F. D.  
No. 3, Anaheim, California.

Application No. 14571.

L.A. Bortz, in Propria Persona.

C.W. Longmire, in Propria Persona.

BY THE COMMISSION:

O P I N I O N

In the above entitled application, C.W. Longmire, operating a small public utility water system supplying irrigation water to some forty acres of land near Anaheim, ~~Los Angeles~~ *Orange* County, asks authority to transfer said water system to L.A. Bortz, and, by the supplemental application filed herein, L.A. Bortz asks for authority to transfer the said system to George H. Stevens, who joins in the application.

A public hearing was held before Examiner Williams at Los Angeles.

The testimony shows that C.W. Longmire purchased this public utility property under contract from one John Stirrat, as authorized by this Commission in its Decision No. 15488, dated October 3, 1925. On April 2, 1928, said Longmire entered into

an agreement to sell said properties to L.A. Bortz and filed the original application herein. However, before authorization for the transfer could be obtained, Bortz entered into an agreement to sell the contract to George H. Stevens. This resulted in the filing of the supplemental application, joined in by Bortz and Stevens, asking for authority to transfer the property to Stevens.

The evidence shows that Mr. Stevens is a responsible party and owns a substantial interest in the thirteen-acre orange grove, upon which the water system is located, and, as he has already operated the water system for several months in a manner entirely satisfactory to the consumers, it appears that the authority requested should be granted.

#### O R D E R

C.W. Longmire having made application to the Railroad Commission for authority to sell and transfer his water system to L.A. Bortz and L.A. Bortz in a supplemental application seeking authority to transfer the same property to George H. Stevens, a public hearing having been held thereon, the matter having been submitted and the Commission being now fully advised in the premises,

IT IS HEREBY ORDERED that C.W. Longmire be and he is hereby authorized to transfer to L.A. Bortz, and L.A. Bortz be and he is hereby authorized to purchase and transfer to George H. Stevens, and said George H. Stevens be and he is hereby authorized to purchase and acquire that certain water system located in South Placentia Tract No. 1, Orange County, as more particularly described in the application herein, upon the following terms and

and conditions:

1. The consideration given for the transfers 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.
2. Within twenty (20) days from the date of this order, George H. Stevens shall file with this Commission a certified statement indicating the date upon which he actually assumed control and possession of this water system.
3. Within thirty (30) days from the date of this order, C.W. Longmire shall file with this Commission a certified copy of the final instrument of conveyance of the property herein authorized to be transferred to L.A. Bortz, and, likewise, L.A. Bortz shall file a certified copy of the final instrument of conveyance of said property to George H. Stevens.

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

Dated at San Francisco, California, this 13<sup>th</sup>  
day of November, 1928.

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*C. Stearns*  
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*Edward*  
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*Thos. B. Lott*  
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*M. A. C.*  
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 Commissioners.