

Decision No. 20603

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

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In the Matter of the Application of )  
HUNTINGTON BEACH WATER COMPANY for )  
permission to exchange real estate. )Application No. 14,882

BY THE COMMISSION:

O R D E R

ORIGINAL

In Decision No. 20,141 this Commission authorized the above named applicant to transfer certain of its real property to the Huntington Beach Company upon condition that

"A certified copy of the final instrument of conveyance shall be filed with this Commission by Huntington Beach Water Company, a corporation, within thirty (30) days of its execution."

The instrument of conveyance was executed on September 5th, 1928, but the Company neglected to file the same with this Commission within the thirty day period. The Company now requests a Supplemental Order of Approval from this Commission so as to correct the irregularity above mentioned.

The fact that the parties have failed to comply with this condition does, of course, raise a question as to the validity of the transaction. It is our opinion, however, that the failure to so comply within the prescribed period is not material to the real issue involved - whether the transfer would be detrimental to the public interest. Since we have already decided that issue to the contrary by our action in authorizing the transfer we believe we should correct the proceedings by an order to the effect that the belated filing

