

Decision No. 21185

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Joint Application of the SUBURBAN MUTUAL WATER COMPANY, a common law trust, as Lessee, and R.W. SPARLING, as owner of a certain water system in the City of South Gate, and the CITY OF SOUTH GATE, for an order authorizing the sale and purchase of a water system.

Application No. 15596.

BY THE COMMISSION:

O R D E R

Suburban Mutual Water Company, a common law trust, as lessee, and R.W. Sparling, owner of a certain public utility water system in the City of South Gate, having made application to the Railroad Commission for authority to transfer said water system to the City of South Gate, a municipal corporation, which joins in the application, and it appearing that this is not a matter in which a public hearing is necessary and that the authority should be granted,

IT IS HEREBY ORDERED that Suburban Mutual Water Company, a common law trust, as lessee, and R.W. Sparling, as owner, be and they are hereby authorized to transfer to the City of South Gate, a municipal corporation, that certain water system supplying water to Tracts Nos. 5975, 6557 and 3739, Los Angeles County, said transfer to be under substantially the same terms and conditions as are set forth in Exhibits "B," "C," "G," and "H" attached to the application herein and which are hereby incorporated in and made a part of this Order by reference.

IT IS HEREBY FURTHER ORDERED that the authority herein

granted shall be subject to the following terms and conditions:

1. The authority herein granted shall apply only to such transfer as shall have been made on or before the first day of August, 1929.
2. A certified copy of the final instrument of conveyance shall be filed with this Commission by Suburban Mutual Water Company and/or R.W. Sparling within thirty (30) days after its execution.
3. The consideration for the transfer of the above property shall not be urged before this Commission or any public body as a finding of value for rate-fixing or any purpose other than the transfer herein authorized.
4. On or before August 1, 1929, Suburban Mutual Water Company and/or R.W. Sparling shall refund to all consumers on said water system, entitled thereto, all amounts due such consumers arising from deposits made to guarantee payment of water bills, for meters or service connections, extension of mains or any other purpose whatsoever.

The authority herein granted shall become effective only upon the filing with the Railroad Commission by Suburban Mutual Water Company and/or R.W. Sparling of a duly executed affidavit setting forth a list of all consumers to whom a refund is due, the amount of each refund and a certified statement that such refund has been paid to the consumers entitled thereto, and the filing with the Railroad Commission by the City of South Gate of a resolution duly passed by its Council agreeing that said city will furnish all utility consumers, if any, residing outside the corporate limits of said city and now receiving water from this system with an adequate water supply at reasonable

rates, unless and until such time as all such consumers shall be served with, or there has been made available to them a proper water service from another source or sources.

Dated at San Francisco, California, this 4th day of June, 1929.

Thos D. Latta

C. C. Sawyer

Leon S. White

W. A. Carr
Commissioners.