

Decision No. 21272

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of  
ELLIS E. WOOD to sell, and the MORAGA  
HEIGHTS MUTUAL WATER CORPORATION, a  
corporation, to purchase a certain  
water plant and system located in  
Contra Costa County, California.

Application No. 15695.

BY THE COMMISSION:

**ORIGINAL**

O R D E R

Ellis E. Wood, owner of a certain public utility water system which furnishes water for domestic purposes to consumers in the subdivision known as Moraga Redwood Heights Tract located in Contra Costa County, California, having applied to this Commission for authority to transfer and convey all his present public utility water properties to Moraga Heights Mutual Water Corporation, a corporation, which has been organized by a number of the consumers for the purpose of acquiring said public utility properties and operating same as a mutual water system and which corporation joins in this application, and it appearing that the acquisition and operation of this water system by the consumers will result in the improvement of the service conditions and it further appearing that this is a matter in which a public hearing is not necessary and that the application should be granted,

IT IS HEREBY ORDERED that Ellis E. Wood be and he is hereby authorized to sell to Moraga Heights Mutual Water Corporation, a corporation, that certain public utility water system as more particularly set forth and described in Exhibit 2, attached

to the application herein and which exhibit is hereby made a part of this Order by reference, subject to the following conditions:

1. The authority herein granted shall apply only to such transfer as shall have been made on or before September 1, 1929, and a certified copy of the final instrument of conveyance shall be filed with the Commission by Ellis E. Wood within thirty (30) days from the date on which it is executed.
2. Within ten (10) days of the date upon which Ellis E. Wood actually relinquishes control and possession of the property herein authorized to be transferred, he shall file with this Commission a certified statement indicating the date upon which such control and possession were relinquished.

The authority herein granted shall be contingent upon the filing with this Commission, within thirty (30) days from the date of this Order, by Moraga Heights Mutual Water Corporation of a duly authorized and passed resolution of its Board of Directors agreeing that it will permit, without delay, any and all of the present consumers on this system, either permanent or summer residents, or such home or cabin owners or occupants as may now be entitled to public utility water service, to become members of said Moraga Heights Mutual Water Corporation and receive water service upon the same terms and conditions as those consumers who are now members of said corporation, provided said consumers and/or home or cabin owners and occupants

make application therefor within two years from the date of this Order.

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

Dated at San Francisco, California, this 24<sup>15</sup> day of June, 1929.

Thos D. Loutin

Chas J. Scammy

Ernest C. ...

Leon ...

M. A. ...  
Commissioners