

Decision No. 22945.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of the Application of)
E. J. WHITNEY, HARRY L. PERSON,)
CARL W. FAUCETT, ANNA L. WELCHER and)
CALIFORNIA WATER SERVICE COMPANY, a)
corporation, for an order authorizing)
the purchase and sale of a public)
utility water system.)

Application No. 16893

McCutchen, Olney, Mannon and Greene,
by George Harnagel, Jr., for
California Water Service Company.

BY THE COMMISSION:

O P I N I O N

In this proceeding E. J. Whitney, Harry L. Person, Carl W. Faucett and Anna L. Welcher ask permission to sell and transfer the properties described in Exhibit "A" and Exhibit "B" to the California Water Service Company, and to withdraw from public utility water business. California Water Service Company asks permission to acquire such properties and consolidate them with its Belvedere plant which is used to serve the City of Belvedere and territory adjacent thereto.

The public utility water system, which is the subject matter of this application, is being used in supplying water to Tract No. 4824, Los Angeles County. It appears of record that the applicant, California Water Service Company, on September 9, 1930, and for more than two years prior thereto, sold water at wholesale to the vendors, and that on August 25, 1930 the sum of \$940.90 was

due, owing and unpaid, to the applicant California Water Service Company, on account of and for water furnished to the vendors. For the reason that applicant California Water Service Company was unable to collect the amount due it, the company on September 9, 1930 ceased to furnish water for distribution through the utility water system of the vendors. It has since resumed service. Subsequently the vendors agreed to sell their water system to the applicant, California Water Service Company, for the amount which the vendors owe applicant California Water Service Company for water sold to them.

The testimony shows that the territory which is served by the vendors is adjacent to territory which is being served by the California Water Service Company. It is the intention of the California Water Service Company to extend its rates, which are lower than those charged by the vendors, to the consumers residing in Tract No. 4824. It is also the intention of applicant California Water Service Company, to apply to the County of Los Angeles for a franchise to operate a public utility water system in said tract.

ORDER

E. J. Whitney, Harry L. Person, Carl W. Faucett and Anna L. Welcher having asked permission to sell, assign and transfer their public utility water works, plant and system used in supplying water in Tract No. 4824, Los Angeles County, to California Water Service Company, a corporation, which joins in the application, a public hearing having been held before Examiner Fankhauser, and the Commission being of the opinion that the request of applicants should be granted, subject to the provisions of this order, therefore,

