

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
SAN CRISTINA INVESTMENT COMPANY,)
RUDOLPHE SPRECKELS, CLAUS A. SPRECK-)
ELS, EMMA C. HUTTON, and RUDOLPHE)
SPRECKELS and CLAUS A. SPRECKELS,)
Trustees, for an order authorizing)
sale. (Water System))

Application No. 8074.

ORIGINAL

H. F. May, for San Christina Investment Company et al.

H. C. Wyckoff, for Fred L. Somers.

BY THE COMMISSION:

O P I N I O N

The above entitled applicants own and operate a public utility water system supplying water for domestic purposes to some 36 consumers in the town of Aptos, Santa Cruz County.

In this application the Commission is asked to make its order authorizing the sale of the public utility water system to Fred L. Somers, of Pomona, who joins in the application.

A public hearing was held in this matter before Examiner Eddy at Santa Cruz. All of applicants' consumers were duly notified and were given an opportunity to be present and to be heard.

The property involved consists of a certain tract of land containing about two acres, known as the "Water Works Lot," near applicants' so-called Aptos Ranch (particularly described in the application), where the water for the system is collected from natural springs, together with the water works situated thereon; also a certain parcel of land, being a part of Soquel Augmenta-

tion Rancho, and being a strip 30 feet wide, extending from the above mentioned "Water Works Lot" along the transmission pipe line to the northern boundary of applicants' "Aptos Ranch," which is particularly described in the application, together with all water works situated on the tract and all water rights and rights of way pertaining thereto; also all that portion of the water system within the boundaries of applicants' so-called "Aptos Ranch," a tract of land containing upwards of two thousand acres; together with the distributing system in Aptos and vicinity.

The testimony shows that Fred L. Somers, the purchaser, is a responsible party; that he is an engineer and has personally inspected the system and plans to repair the transmission line which is now in a run-down condition. The Commission is of the opinion that this improvement will result in a material benefit to the water service. Mr. Somers, through his attorney, asserted that he is willing to assume all the obligations involved in operating the system as a public utility.

There was no evidence presented to oppose the granting of this application, and the Commission is of the opinion that it should be granted.

O R D E R

San Christina Investment Company, Rudolph Spreckels, Claus A. Spreckels, Emma C. Hutton, and Rudolph Spreckels and Claus A. Spreckels, Trustees, joined by Fred L. Somers, having made application as entitled above, a public hearing having been held thereon and the matter having been submitted,

It Is Hereby Found as a Fact that the granting of this application will not work a hardship on applicants' consumers but in fact will result in their benefit, and that public interest de-

mands that the application be granted.

And basing the order upon the foregoing finding of fact and upon the statements of fact in the preceding opinion,

IT IS HEREBY ORDERED that the San Christina Investment Company, Rudolph Spreckels, Claus A. Spreckels, Emma C. Hutton, and Rudolph Spreckels and Claus A. Spreckels, Trustees, be and they are hereby authorized to sell the water system referred to in this application to Fred L. Somers, of Pomona, upon the following conditions:

1. The authority herein granted shall apply to the following public utility property: all that certain lot, known as the "Water Works Lot," being a part of the Soquel Augmentation Rancho, containing two acres more or less, which is particularly described in the application, together with the water works situated thereon and water rights pertaining thereto; also a certain parcel of land, being a part of the Soquel Augmentation Rancho, and being a strip thirty (30) feet wide, extending from the above mentioned "Water Works Lot" along the transmission pipe line to the northern boundary of applicants' so-called "Aptos Ranch," which is particularly described in the application, together with all the water works situated on the tract, and water rights and rights of way pertaining thereto; also that portion of the water system within the boundaries of applicants' so-called "Aptos Ranch," a tract of land containing upwards of two thousand acres; together with the distribution system in Aptos and vicinity, all in Santa Cruz County.
2. The authority herein granted to transfer said water system shall apply only to such transfer as shall have been made on or before September 30, 1922, and a certified copy of the instrument of conveyance shall be filed with the Commission by San Christina Investment Company, Rudolph Spreckels, Claus A. Spreckels, Emma C. Hutton, and Rudolph Spreckels and Claus A. Spreckels, Trustees, within thirty (30) days of the date on which it is executed.
3. Within ten (10) days from the date on which San Christina Investment Company, Rudolph Spreckels, Claus A. Spreckels, Emma C. Hutton, and Rudolph Spreckels

and Claus A. Spreckels, Trustees, actually relinquish control and possession of the properties herein authorized to be sold, said applicants shall file with the Railroad Commission a certified statement indicating the date on which such control and possession was relinquished.

4. The consideration given for the sale of this public utility water system 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.

Dated at San Francisco, California, this 19th day of August, 1922.

H. C. Brundage
George W. Martin
Charles W. F. ...
J. F. ...

Commissioners.