

ORIGINAL

BEFORE THE RAILROAD COMMISSION
OF THE STATE OF CALIFORNIA

Decision No. 2325

In the Matter of the Application of
ELIZABETH J. GARD and JOHN L. MARSHALL
for permission to sell and mortgage
back the Water Utility Property at
Indio, Riverside County, California,
which is being acquired by the said
Elizabeth J. Gard, by inheritance from
Howard E. Gard, deceased.

Application No. 1636.

BY THE COMMISSION:

ORDER

Elizabeth J. Gard, who is the executrix of the will of Howard E. Gard, who, at the time of his death, was the owner of a public utility water plant at Indio, Riverside County, California, having filed the present application seeking the authority of the Commission to transfer this utility system to John L. Marshall for the sum of \$2,000, \$500 of which will be paid in cash and the remaining \$1,500 to be paid by a note maturing on or before July 1, 1916, secured by a mortgage on the property transferred, the property to be transferred being more particularly described in the application as follows:

All that portion of Lots 1 and 2 in Block F of Indio, as shown upon a certain map thereof entitled "Indio" on file in the office of the County Recorder of the County of San Diego, California, in Book 10 of Maps, at page 461 thereof, commencing at the southwest corner of said Lot 1; running thence northerly along the westerly line of said Lot 1, 55 feet; thence easterly parallel with the southerly line of said Block F, to a point on the southeasterly line of said Lot 2; thence southwesterly along the southeasterly line of said Lot 2, to the southeasterly corner of said Lot 2; thence northwesterly and westerly along the southerly line of said Lot 2 and said Lot 1, 174.6 feet to the point of beginning, together with the water plant thereon located and all pipes and equipment used for conveying water from said water plant to the customers thereof, and any and all rights of way owned by the grantor for said pipes and equipment, with the appurtenances unto said water plant belonging;

and the Commission being of the opinion that this is not a case in which a public hearing is necessary and that the application should be granted,--

IT IS HEREBY ORDERED that this application be, and the same is hereby, granted, provided that the consideration paid for the property authorized to be transferred shall not be taken before this Commission, or any other public body, as representing the value of the property for rate fixing purposes.

Dated at San Francisco, California, this 23rd day of April, 1915.

H. B. Leonard
Alex. Gordon
Edwin C. Edgerton
Frazer R. Brown
Commissioners.