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Decision No. \_\_\_\_\_.

Decision No. 2836

BEFORE THE RAILROAD COMMISSION OF  
THE STATE OF CALIFORNIA.

In the Matter of the Application of	)	
ISAIAH HARTMAN, a public utility op-	)	<u>Application</u>
erating under the name of LORENZO	)	
WATER COMPANY, to sell its water	)	<u>No. 1834.</u>
plant and system to JACOB HARTMAN.	)	

Isaiah Hartman for Lorenzo Water  
Company.

Jacob Hartman in propria persona.

BY THE COMMISSION.

OPINION

This is a proceeding to fix and determine the just compensation to be paid Isaiah Hartman for the water system and rights of the Lorenzo Water Company by Jacob Hartman.

The Lorenzo Water Company supplies the unincorporated town of Lorenzo. The town adjoins Boulder Creek, situated in the Santa Cruz Mountains, and consists of permanent homes and summer cottages. There are some fifty to sixty consumers served.

The water is diverted from Molaskey and Perry Creeks, and after being stored in tanks it is carried through pipes and distributed by gravity. A small concrete dam diverts the water and one hundred feet of small flume carries it into a tank on Molaskey Creek. There are also two large tanks of a capacity of 20,000 and 30,000 gallons, respectively, near Perry Creek, which are used for storage in order to give good pressure in case of fire.

The petition filed by applicant alleges, in effect, that he has been at all times mentioned in the application, for a long time prior thereto, and now is engaged in the business of supplying water to the unincorporated town of Lorenzo, Santa Cruz County, and to the inhabitants thereof. That the Lorenzo Water Company is unincorporated, but such name has been used with the business conducted by applicant and by his predecessor. That applicant bought the property of the Lorenzo Water Company at foreclosure sale on February 9, 1914, and has since that time supplied water to the inhabitants and to the town of Lorenzo; that the applicant is now engaged in other business, taking all of his time, and desires to enter into the sale of the Lorenzo Water Company.

A public hearing was held on this proceeding August 25, 1915, in Boulder Creek, Santa Cruz County.

At the hearing the hydraulic engineers of the Commission submitted an appraisal of the physical properties of the company, in which it was estimated that the cost new of said properties was \$3,451, and that the cost less depreciation is \$1,564. No other evidence was submitted as to the value of this plant and no exception was taken as to the appraisal as submitted by the Commission's engineers.

All values other than those of the physical properties, such as the easements, water-rights, and all other elements which are necessary to determine the present value of the property sought to be sold, are of doubtful value. We have made, however, an allowance of \$500. for them, which, in our opinion, amply covers any and all value which may be found in the company aside from its physical properties. This gives to the entire plant a present value of \$2,064.

#### O R D E R

ISALAH HARTMAN, doing business under the fictitious name and style of LORENZO WATER COMPANY, having applied to the Commission for permission to

sell his water plant and system to Jacob Hartman for the sum of \$5,000.

And the Commission having fully considered the evidence presented in the case, NOW THEREFORE

IT IS HEREBY ORDERED that Isaiah Hartman, a public utility doing business under the name of Lorenzo Water Company be, and he is hereby, authorized to sell to Jacob Hartman, for the sum of \$2,064, the following described property, to wit:

All water rights and rights to water heretofore appropriated and belonging to the Lorenzo Water Works, on said Southeast Quarter of said Section Thirty (30), reserved by said Joseph W. Peery in and by that certain Deed to Samuel H. Rambo and Daniel Hartman, dated December 27th, A. D. 1888, and recorded in the office of the County Recorder of said County of Santa Cruz in Volume 66 of deeds, at page 112 et seq.

The Lorenzo Water Works now and heretofore supplying the said Town of Lorenzo with water, including all water and rights to water, rights, easements, and privileges appertaining thereto, together with all pipes, hydrants, reservoirs, tanks, flumes, aqueducts and conduits, franchises, rights of way and all other matters and things connected with and belonging to said Lorenzo Water Works.

The consideration of \$2,064, which Jacob Hartman is herein authorized to pay for the above

described property of Isaiab Hartman, doing business under the fictitious name and style of Lorenzo Water Company, shall not be taken before this Commission, or any other public authority, as representing for rate fixing or other purposes the present value of the property of Lorenzo Water Company herein authorized to be transferred.

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

Max Theiler  
W. D. Loveland  
W. G. ...  
Frank ...

Commissioners.