

ORIGINAL

Decision No. 3163

Decision No. _____.

BEFORE THE RAILROAD COMMISSION OF THE
STATE OF CALIFORNIA.

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In the Matter of the Application of)	
VENICE OF AMERICA WATER COMPANY)	<u>Application</u>
to acquire from the Abbot Kinney)	
Company properties pertaining to)	<u>No. 1921.</u>
water service in the City of Venice.)	

BY THE COMMISSION.

FIRST SUPPLEMENTAL ORDER.

WHEREAS, by Decision No. 3067, dated January 26, 1916, this Commission authorized Abbot Kinney Company to sell and convey to Venice of America Water Company the property described in Exhibit "A" attached to said decision No. 3067, said property including the right to use perpetually the present concrete tunnel in part of business district of Venice, which tunnel is 5' x 6' and about 1000 feet long; and

WHEREAS, Abbot Kinney Company now asks this Commission to amend said Decision No. 3067 so as to permit it to sell to Venice of America Water Company its public utility water system described in an agreement dated February 3, 1916, attached to the application herein and marked "Exhibit A Amended", said "Exhibit A Amended" containing a provision whereby Abbot Kinney Company agrees to lease to Venice of America Water Company the use of a portion of the aforesaid concrete tunnel for a term of five years at a rental of \$100.00 per annum; and

WHEREAS, said agreement dated February 3, 1916, marked "Exhibit A Amended", also contains a stipulation whereby Venice

of America Water Company agrees to undertake and perform all obligations relating to water service now or heretofore properly binding on Abbot Kinney Company, and

Good Cause Appearing,

IT IS HEREBY ORDERED that Abbot Kinney Company be and it is hereby granted authority to sell and convey to Venice of America Water Company the property described in "Exhibit A Amended" hereto attached and made a part hereof in lieu of the property described in "Exhibit A" attached to said Decision No. 3067, dated January 26, 1916.

IT IS HEREBY FURTHER ORDERED that the authority herein granted is upon the express condition that Abbot Kinney Company lease to Venice of America Water Company for a period of five years at an annual rental of not more than \$100.00; the right to use the aforesaid concrete tunnel in part of the business district of Venice, for the purposes set forth in "Exhibit A Amended", and attached hereto.

IT IS HEREBY FURTHER ORDERED that the Railroad Commission of the State of California hereby finds as a fact that Venice of America Water Company has filed with the Commission a stipulation satisfactory in form whereby it agrees to undertake all obligations relating to water service now properly binding upon Abbot Kinney Company.

IT IS HEREBY FURTHER ORDERED that the order found in Decision No. 3067, dated January 26, 1916, shall remain in full force and effect except as modified by this first supplemental order.

Dated at San Francisco, California, this 16th day of March, 1916.

H. H. Island
Edwin Q. Edgerton
Frank R. Durbin
Commissioners.

"EXHIBIT A AMENDED"

THIS AGREEMENT, Made and entered into this 3rd day of February, 1916, by and between ABBOT KINNEY COMPANY, a corporation, party of the first part, and VENICE OF AMERICA WATER COMPANY, a corporation, party of the second part,

W I T N E S S E T H :

WHEREAS, the parties of the first and second part hereto have heretofore applied to the Railroad Commission of the State of California for permission for the said party of the second part to acquire from the party of the first part properties pertaining to water service in the City of Venice, in the County of Los Angeles, State of California, which application is Number 1921 before said Railroad Commission; and

WHEREAS, by its decision No. 3067, rendered January 26, 1916, the said Railroad Commission of the State of California has, upon certain conditions therein expressed, granted authority to the parties hereto to make said transfer and to issue stock of the said party of the second part thereupon; and

WHEREAS, the said parties hereto are desirous of complying with the said decision and order of the said Railroad Commission of the State of California;

NOW, THEREFORE, THIS INDENTURE WITNESSETH:

I.

That the said party of the first part, in consideration of the issuance and delivery to it by the party of the second part of Three Hundred and Fifty (350) shares of the capital stock of the said party of the second part, of the par value of Thirty-five Thousand (\$35,000.00) Dollars, fully paid up, the receipt whereof by said party of the first part is hereby acknowledged, has granted, bargained and sold and by these premises does grant, bargain and sell unto the party of the second part, its successors and assigns, all that certain real estate described as follows:

(1).

Lot 15 in Block 2 of Venice Annex No. 2, as per map recorded in Map Book 8 at page 46 in the records of Los Angeles County, State of California, same containing 3,380 square feet, and having a frontage on Millwood Avenue, of 61.46 feet; including all buildings and improvements thereon, or that may be erected thereon; together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; also the following described buildings, reservoir, sand-traps, wells, equipment of pump house, water mains, service lines, valves, concrete man-holes, materials, rights of way, leasehold rights in reinforced tunnel, accounts receivable and personal property, more particularly described as follows, to-wit:

PUMP-HOUSE

One story frame. Concrete floor. Plastered inside.
Floor space - 1122 sq. ft.

CONCRETE RESERVOIR AND SAND TRAPS

One concrete reservoir, size 33' x 36'
Five concrete sand traps, size 6 ft. x 9 ft.
Capacity of reservoir 100,000 gals.
Reservoir covered by frame building.

WELLS IN SERVICE

Two 15" Dia. steel lined wells 190 ft. deep inside of Pump House building, and the right to use said wells and the water in them.

Capacity of wells, 70 inches each.

EQUIPMENT OF PUMP HOUSE

One 2-stage, 6" Horizontal B.J. direct connected pump.
Reservoir to mains.
One single-stage, 4" Horizontal B.J. direct connected pump.
Reservoir to mains.
One single-stage, 3" Horizontal B.J. direct connected pump.
Reservoir clean out.
One single-stage, 6" Krough direct connected pump.
Wells to sand traps and reservoir.
One single-stage, 4" B.J. Horizontal pump.
Wells to sand traps and to reservoir.

One 5 H.P. Westinghouse Motor 220 V. 1700 R.P.M.
One 35 H.P. Westinghouse Motor 220 V. 1420 R.P.M.
One 50 H.P. Westinghouse Motor 220 V. 930 R.P.M.
Two 20 H.P. Westinghouse Motor 220 V. 1420 R.P.M.
All with starters.

One 12" x 12" Air Compressor belt driven
 One 36" x 96" Air Receiver with safety valve
 50 Lin. Ft. 12" extra heavy belting
 30 Lin. Ft. 4" Rubber water hose
 50 Lin. Ft. 2½" Fire Hose with nozzle
 6 Gauges, Water and Vacuum.
 One Air Receiver on main line (water)

WATER MAINS, SERVICE LINES, VALVES AND CONCRETE MANHOLES

2300 lin. ft. 6" Wrought Iron Pipe
 1000 lin. ft. 6" Cast Iron Pipe
 9800 lin. ft. 5" Cast Iron Pipe
 4800 lin. ft. 4" Cast Iron Pipe
 19000 lin. ft. 2" Galv. Iron Pipe
 6000 lin. ft. 3/4" Galv. Iron Pipe

8 6" Gate Valves
 6 5" Gate Valves
 10 4" Gate Valves
 50 2" Gate Valves
 135 3/4" Hose Bibbs - Canal service

12 Concrete Manholes, Iron cover plates

MATERIALS IN STOCK

Meters, pipe, fittings and Valves.

1"	Galv. Pipe	3 lengths
3/8"	Blk. Pipe	5
3/8"	Galv. Pipe	9
1/2"	Blk. Pipe	12
1/2"	Galv. Pipe	22
3/4"	Blk. Pipe	4
3/4"	Galv. Pipe	13
1"	Blk. Pipe	8
1"	Galv. Pipe	12
1½"	Blk. Pipe	15
1½"	Galv. Pipe	6
1½"	Blk. Pipe	27
1½"	Galv. Pipe	8
2"	Blk. Pipe	14
2"	Galv. Pipe	3
2½"	Blk. Pipe	2
2½"	Galv. Pipe	8
3"	Galv. Pipe	11
4"	C I Pipe	2
6"	C I Pipe	3
1/2"	Water Meters	4
1"	Water Meters	4
3/4"	Water Meters	8

Meters installed

2	4" Trident Crest (Neptune)
11	2" Disk Meters (Neptune)
10	1½" Disk Meters (Neptune)
9	1" Disk Meters (Neptune)
16	3/4" Disk Meters (Neptune)
131	5/8" Disk Meters (Neptune)
1	6" Tribune Type Worthington

RIGHTS OF WAY

Right to lay water mains in all streets in Venice of America Tract by reservation in all deeds to City of Venice, also same applies to all lots sold in said Tract, right being reserved by deeds, to lay pipes and serve water to all lots.

ACCOUNTS RECEIVABLE On Account of Water Service

Total Accounts Receivable Oct. 25, 1915, \$779.60

Also any and all other property used and useful in the service of water in the City of Venice, including reservoirs, tools, materials, machinery, maps, books, records and papers.

RIGHT IN REINFORCED TUNNEL

A leasehold right as hereinbelow expressed in the present concrete tunnel in part of the business district of Venice.

And, in order to express more particularly the last preceding item, the said party of the first part does hereby let, and lease unto the said party of the second party, its successors and assigns, for the term of five (5) years, from and after the date hereof, the right to use the present concrete tunnel in part of the business district of Venice, the dimensions of which are 5 x 6 feet and about 1,000 feet in length, for the entire length thereof, for the purpose of installing and maintaining therein pipes to convey water to be served to the inhabitants of the City of Venice and vicinity, and the right thereby to occupy so much of said tunnel as is at present occupied therein by such pipe; for the annual rental of \$100.00 payable by the party of the second part, its successors and assigns, in advance each year during the running of the leasehold herein referred to; together with all reasonable right of entry in said tunnel and access to said pipe, for the purpose of installing and maintaining and keeping the same in repair during the term of said leasehold.

And it is further covenanted and agreed between the parties hereto that the said party of the second part has received

each and every of the properties, real and personal, in this agreement above mentioned; that the said properties and rights, and each and every thereof, are transferred by the party of the first part to said party of the second part free and clear of all encumbrances whatsoever; that said party of the second part does hereby stipulate and agree that it will undertake and perform all obligations relating to water service now or heretofore properly binding upon said party of the first part.

IN WITNESS WHEREOF, the respective parties of the first and second parts hereto have hereunto signed their corporate names and affixed their corporate seals by their respective officers, thereunto duly authorized, the day and year first hereinabove written.

ABBOT KINNEY COMPANY,

By (S'd.) Abbot Kinney,
Its President.

(S'd.) THORTON KINNEY,
Secretary.

VENICE OF AMERICA WATER COMPANY,

By (S'd.) SHEERWOOD KINNEY,
Its President.

(S'd.) THORTON KINNEY,
Secretary.

STATE OF CALIFORNIA)
County of Los Angeles.) ss.

On this 3rd day of February, in the year nineteen hundred and sixteen, A.D., before me Frank W. Kurten, a Notary Public in and for the said County of Los Angeles, State of California, residing therein, duly commissioned and sworn, personally appeared ABBOT KINNEY, known to me to be the President, and THORTON KINNEY known to me to be the Secretary of Abbot Kinney Company, the corporation which executed the within and annexed instrument, and acknowledged to me that such Corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and

affixed my official seal in said county the day and year in this certificate first above written.

(S'd.) FRANK W. KURTEN,

Notary Public in and for Los Angeles County,
State of California

(My Commission Expires July 16, 1918.)

STATE OF CALIFORNIA)
County of Los Angeles) ss.

On this 3rd day of February, in the year nineteen hundred and sixteen, A.D., before me FRANK W. KURTEN, a Notary Public in and for the said County of Los Angeles, State of California, residing therein, duly commissioned and sworn, personally appeared SHERWOOD KINNEY, known to me to be the President, and THORNTON KINNEY, known to me to be the Secretary of VENICE OF AMERICA CO., the Corporation which executed the within and annexed instrument, and acknowledged to me that such Corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in said county the day and year in this certificate first above written.

(S'd.) FRANK W. KURTEN,

Notary Public in and for Los Angeles County,
State of California.

(My Commission Expires July 16, 1918)