

Decision No. _____

ORIGINAL

100-5451

Decision No. 5451

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the matter of the application)
of TITLE GUARANTEE AND TRUST COM-)
PANY, Trustee for the bondholders)
of GLENDALE CONSOLIDATED WATER COM-)
PANY, for order authorizing sale)
of its water system to the City of)
Glendale.)

Application No. 3760.

E. W. Sargent and W. G. Cooke
 for Title Guarantee and Trust Company.
 W. E. Evans, City Attorney, for
 City of Glendale.

BY THE COMMISSION:

O P I N I O N

Title Guarantee and Trust Company
 as trustee for the bondholders of Glendale Consolidated
 Water Company seeks authority to convey to the City
 of Glendale, a municipal corporation adjoining Los An-
 geles on the north, a domestic water system, which as
 such trustee it has operated for several years past.

A public hearing herein was held by
 Examiner Westover in Los Angeles on May 22, 1918.

The system in question serves the
 territory which was formerly within the City of Tropic
 and recently annexed to the City of Glendale, and in
 which are about 765 consumers, and also the adjoining
 territory in the City of Los Angeles, known as Park
 Avenue Tract, in which are about 20 consumers. The
 property is to be operated by the City of Glendale in

connection with its present system and will, it states, result in better pressure owing to the greater elevation of the city's reservoirs.

A full history and description of the system is contained in Decision No. 3275 of April 21, 1916, in Case No. 864. (See Vol. 9, Opinions and Orders of the Railroad Commission of Cal. p. 764.)

The City of Glendale has recently issued bonds in the sum of \$55,500 for the purpose of acquiring the property, which bonds it has sold at par and accrued interest, and has agreed with the Title Company upon the purchase price of \$55,150 cash.

In the case above referred to the estimated reproduction cost of the tangible property less depreciation was found by the Commission to be \$49,709. This did not include water rights in the stream flowing in Verdugo Canyon, stock in pipe line company, nor a reservoir site valued by the company at \$1,340 which was not then used or useful as part of its system. The water rights, stock and reservoir site, however, are included in the above purchase price of \$55,150.

The present water rate applied by the City of Glendale within its territorial limits is a minimum of \$1.00 per month for 1000 cu. ft. or less of water, and 2¢ for each additional 100 cu. ft. The present measured rates of the Title Company within the former territorial limits of Tropic as fixed by the Railroad Commission in the above case, are a monthly minimum

of 75¢ for 400 cu. ft. of water or less, 10¢ per hundred cu. ft. for the next 1600 cu. ft. and 6¢ per 100 cu. ft. in excess of 2000 cu. ft.; besides flat rates, and rates for municipal sprinkling and sewer flushing and fire service.

Present rates in the Park Avenue Tract, as fixed by the City of Los Angeles, are a monthly minimum of \$1.50 for 800 cu. ft. of water, and 8¢ per hundred cu. ft. for use above that quantity. The present Glendale rates to consumers outside of its territorial limits are a \$1.25 monthly minimum, for 800 cu. ft. of water or less, and 8¢ per 100 cu. ft. for water used in excess of that quantity.

The City of Glendale, which joins in the application, proposes to apply its present rates to all consumers of the Title Company's system, so that both Tropico consumers now within the limits of Glendale and Park Avenue Tract consumers who are beyond its limits will receive improved service at a lower rate than they now enjoy. The city also expressly assumes the obligation to serve patrons now on said system, and assures a service better than that now enjoyed by the consumers of the Title Company.

O R D E R

TITLE GUARANTEE AND TRUST COMPANY,

as trustee for the bondholders of Glendale Consolidated Water Company, having applied to the Railroad Commission for an order authorizing the conveyance to the City of

Glendale of the water system operated in the territory formerly within the limits of the City of Tropicco but now annexed to the City of Glendale, which said city joins in the application, and a public hearing having been held thereon, and the matter being now ready for decision,

IT IS HEREBY ORDERED that Title Guarantee and Trust Company, as trustee for the bondholders of Glendale Consolidated Water Company be and it is hereby authorized to convey to the City of Glendale, a municipal corporation, for the sum of \$55,150 cash, property described as follows, to wit:

All of the property at this time connected with and belonging to and constituting what is known as the Tropicco water plant and system, now located in the territory formerly known as the City of Tropicco, but now a part of the City of Glendale and in the adjacent territory in the City of Los Angeles known as Park Avenue Tract, including pipe, pipe lines, wells, services, meters, engines, pumps, machinery and appliances, together with 1114 $\frac{1}{2}$ shares of the capital stock of Verdugo Canyon Water Company and 1114 $\frac{1}{2}$ /10,000 of the water flowing in Verdugo Canyon stream, said property being more particularly described in Exhibit "A" attached to the application herein, but not including office supplies and furniture, tools, materials on hand, accounts, bills receivable and cash.

Also the following described real property?

PARCEL 1. Part of Lot three (3 $\frac{1}{2}$) of the Childs Tract, in the Rancho San Rafael, in the County of Los Angeles, State of

California, as per map recorded in Book 5, Page 157, Miscellaneous Records of said County, described as follows:

Beginning at the Northeast corner of said lot; thence South along the East line of said lot four and five hundred forty-five thousandths (4.545) chains; thence North eighty-nine (89°) degrees forty-five minutes (45') West, three and seventy-four hundredths (3.74) chains; thence North four and five hundred forty-five thousandths (4.545) chains to the North line of said lot; thence East along said North line three and seventy-four hundredths (3.74) chains to the place of beginning; containing two (2) acres, more or less; except such part thereof taken for street purposes, together with the reservoir located thereon.

PARCEL E. That part of Lot fifteen (15) in Block "B" of the Heide-Boynnton Tract, in the Rancho San Rafael, County of Los Angeles, State of California, as per map recorded in Book 12, Page 80 of Maps, in the office of the County Recorder of said County, described as follows:

Beginning at the Southeast corner of said lot; thence Northerly along the East line thereof two hundred (200) feet; thence North 88° 34' West, two hundred eighteen and sixty-three hundredths (218.63) feet; thence Northwesterly parallel with the Southwesterly line of said lot one hundred twenty-nine and sixteen hundredths (129.16) feet, more or less, to a point in the Easterly line of the land conveyed by Henry Heide and Ethel Frances Heide to D. Griswold, by deed dated April 8, 1908, filed for record April 30, 1908, at or near an angle in said line; thence Southwesterly along said Easterly line of said land so conveyed to said Griswold twenty (20) feet, more or less,

to the Southwesterly line of said lot; thence Southeasterly along said Southwesterly line four hundred fourteen and six hundredths (414.06) feet to the most Southerly corner of said lot; thence Easterly along the South line of said lot eighteen and forty-eight hundredths (18.48) feet, to the place of beginning.

PARCEL 3. Lots One (1) and Two (2) of Block Two (2) of Breedlove's Subdivision of a part of Lots Eight (8), Nine (9) and Ten (10), Watts' Subdivision of a part of Rancho San Rafael, in the County of Los Angeles, State of California, as per map recorded in Book 10, Page 94 of Maps, in the office of the County Recorder of said County, together with the wells located thereon.

This authority is granted upon the following conditions:

1. This authority shall extend only to such conveyance as shall be executed and delivered within thirty (30) days from the date hereof.

Within ten (10) days after said conveyance is executed and delivered, said Title Guarantee and Trust Company, as such trustee, shall file with the Railroad Commission a copy of said conveyance as executed by it.

Dated at San Francisco, California, this 29th day of *May* 1918.

Man. Thelen

H. J. Lovelace

W. T. ...

Commissioners.