

Decision No. 6045

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application)
of H. VERNER BRIGHT, et al., to)
sell and of the CITY WATER COMPANY) Application No. 4189.
of Ocean Park, a corporation, to)
buy a certain water plant of the)
said first named parties.)

H. Verner Bright in propria persona.
G. M. Jones for City Water Company of Ocean Park.

LOVELAND, Commissioner.

O P I N I O N.

H. Verner Bright, and others, who own and operate the so-called Walgrove Water Works, supplying water to the inhabitants of Walgrove and adjoining tracts, in the City of Venice, and the City Water Company of Ocean Park, a corporation, join in applying for authority to transfer the above mentioned water system to the City Water Company of Ocean Park for the agreed purchase price of \$4500.00.

Testimony presented at the hearing shows that service will be improved by the transfer to the City Water Company of Ocean Park, which company is at present serving a large portion of the inhabitants of the City of Venice for domestic and irrigation purposes.

An appraisal presented by the Commission's engineers shows an estimated present value of the plant in excess of the agreed purchase price. I am of the opinion that public convenience will be conserved by the transfer of this plant and shall recommend that the application be granted.

I submit the following form of order:

O R D E R.

H. VERNER BRIGHT, LILLIAN C. BRIGHT, FRED E. BRIGHT, MARY L. BRIGHT, owners of the Walgrove Waterworks, and the CITY WATER COMPANY OF OCEAN PARK, a corporation, having applied for an order authorizing said owners to convey the property hereinafter described, a public hearing having been held and the matter having been submitted and being now ready for decision,

IT IS HEREBY ORDERED that H. Verner Bright, Lillian C. Bright, Fred E. Bright, Mary L. Bright, owners of Walgrove Water Works, are hereby authorized to convey to the City Water Company of Ocean Park the following described property, to-wit:

Lot 13, Block 5, Walgrove Tract, in the City of Venice, County of Los Angeles, State of California, as recorded in Map Book 7, page 50, of maps, in the office of the County Recorder of said county. Together with the water system consisting of pumping plants and all distributing mains, connections, meters, pumps, engines, tools, water rights and good will, and any and all other appliances of every kind and nature belonging to the said water system now located in the Walgrove Tract, in the City of Venice, as recorded in Map Book 7, page 50 of maps in the office of the County Recorder. This to include the entire water system and good will of what is known as the Guaranty Realty Company's Water Plant, and all their rights in distributing water in the adjoining tracts immediately surrounding what is known as the Walgrove Tract, for the agreed purchase price of forty-five hundred (4500.00) dollars.

The above authority is given upon the following conditions:

1. Nothing herein contained shall be construed in

any proceeding before this Commission or any court, tribunal or public body as a finding by this Commission of the value of the property authorized to be conveyed, for any purpose other than the purposes of this proceeding.

2. City Water Company of Ocean Park shall assume and discharge all of the obligations to serve the public at any time heretofore resting upon said owners of Walgrove Water Works.

3. The approval of said instruments of conveyance is for the purpose of this proceeding only, and only in so far as this Commission has jurisdiction under the terms of the Public Utilities Act, and is not intended as an approval of said instruments of conveyance as to any other legal requirements to which they may be subject.

4. The authority herein contained shall extend only to such conveyances of real or personal property as shall have been delivered within sixty days from the date hereof.

5. Within ten days after the delivery of any such instrument of conveyance, said owners of Walgrove Water Works shall make a verified written report to the Commission of the fact and date of delivery of such conveyance, together with a certified copy thereof and a statement of the disposition of the proceeds of said sale.

The foregoing opinion and order are hereby approved and ordered filed as the opinion and order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 31st day

of December, 1918.

Edwin O. Edgerton
H. O. Loveland
Frank R. Rohr

Commissioners.