

Decision No. 6152

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

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In the Matter of the Application )  
of SAN JOSE WATER WORKS, a cor- )  
poration, to buy, and of K. B. )  
ROBINSON, to sell, the water system ( )  
of K. B. Robinson, sometimes known )  
as the COTTAGE GROVE WATER COMPANY, ( )  
and in the matter of fixing rates. )

ORIGINAL

Application No. 4367

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BY THE COMMISSION:

O R D E R

This is an application of San Jose Water Works, a corporation, to buy, and K. B. Robinson to sell the water system of the latter known as Cottage Grove Water Company, which is located at San Jose and serves a subdivision known as Cottage Grove. The San Jose Water Works serves the City of San Jose and portions of Santa Clara County contiguous to the Cottage Grove subdivision.

This Commission has established rates to be charged by San Jose Water Works and has conducted hearings in numerous proceedings involving this concern, and has likewise established rates to be charged by Cottage Grove Water Company, in which proceeding the value of the property was discussed.

The agreed price to be paid for the property to be transferred under this application is less than the record of investment or estimated cost in proceedings before this Commission.

Comparison of the rate schedules set forth in the application disclose that the rates of San Jose Water Works are approximately the same as the rates that have been charged by Cottage Grove Water Company, and that permission to charge the former rates after the transfer will not result in an injustice to consumers.

The form of agreement set forth in the application describes the property to be transferred as follows:

REAL ESTATE:

One lot of land, same being Lot Number 210, Cottage Grove Subdivision, having a frontage of 50 feet on the east side of Pomona Avenue, and a frontage of 140 feet on the south side of Cottage Grove Avenue, and the buildings thereon.

PUMPING EQUIPMENT:

One tank and tank frame.  
Two motors - Electric.  
Two pumps.  
All pulleys, belts and miscellaneous equipment.  
All tools.

PIPE LINES:

Approximately 7480 feet of 2" Standard Screw Pipe.  
Approximately 1570 " " 3" " " "  
Approximately 460 " " 5" " " "

MEMBERS:

29.

SERVICE CONNECTIONS:

136.

AND IT IS FURTHER AGREED, that if any other property belonging to said seller which is a part of said water system, or which is used in connection with said water system, is not above specifically referred to or described, the same shall nevertheless be deemed to be a part of the property which is to be conveyed to said company by said seller with a clear title thereto, and without any additional price to be paid therefor.

The Commission being of the opinion that this is not a case in which a public hearing is necessary;

IT IS HEREBY ORDERED that the application herein be and the same is hereby granted; provided, that the authority contained in this order shall apply only to such conveyance as is made on or before March 15th, and provided further, that within ten days after such conveyance is made a copy of the deed of conveyance shall be filed with the Railroad Commission.

IT IS HEREBY FURTHER ORDERED that subsequent to the con-

summation of the transfer, the rate schedule of San Jose Water Works shall apply to consumers now served by Cottage Grove Water Company.

Dated at San Francisco, California, this 25<sup>th</sup> day of February, 1919.

Edwin C. Egbert

H. H. Loveland

Frank H. H. H.

H. H. Brouder

Irving Mastin

Commissioners.