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Decision No. 6665

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE
STATE OF CALIFORNIA.

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In the matter of the application of)
WILMINGTON TRANSPORTATION COMPANY)
for an order authorizing it to sell)
a fresh and salt water plant and)
system and electric light plant and)
the City of Avalon, and of)
property.)

Application Number 4721.

Gibson, Dunn and Crutcher, by S.M. Haskins, for
Wilmington Transportation Company;
Frederick Baker, City Attorney of Avalon, for
the City of Avalon.

LOVELAND, Commissioner.

O P I N I O N .

This is a joint application of WILMINGTON TRANSPORTATION COMPANY and the CITY OF AVALON, a municipality of the sixth class, in which permission is asked for the transfer for \$77,025.00 of the fresh and salt water plant and system and the electric light plant and system owned and operated by the company, to the City of Avalon.

Wilmington Transportation Company, in addition to operating a steamship line between San Pedro and Avalon, operates, in the City of Avalon, the above named properties, a description of which is contained in the stipulation filed by the company subsequent to the hearing and substituted in place of Exhibit "B",

attached to the petition. In 1918, the company reported serving 275 consumers with electric service, and 248 consumers with water service, all within the boundaries of the City of Avalon.

Mr. J.E. Barker, consulting engineer, employed by the city, made an appraisalment of the properties and found the historical cost less accrued depreciation, as of May 1, 1919, to be \$73,525.00. His valuation has been accepted by the Wilmington Transportation Company.

On June 1, 1919, the company made an offer to sell its properties, described in Exhibit "B", to the City of Avalon for \$73,525.00, with the understanding that the city reimburse the company for capital expenditures made between the date of the offer and the time at which the city took over the properties. At the hearing it developed that since the date of the offer to sell, Wilmington Transportation Company expended on its water system the sum of \$24,135.34. The company is however willing to sell this added property to the city for \$3,500.00, bringing the total selling price up to \$77,025.00.

I herewith submit the following form of Order.

O R D E R.

WILMINGTON TRANSPORTATION COMPANY and CITY OF AVALON, a municipality, having made joint application to this Commission for permission to transfer the fresh and salt water plant and system and the electric light plant and system of the Wilmington Transportation Company to the CITY OF AVALON, a public hearing having been held and it appearing that the best interests and welfare of the community will be served by the transfer of the properties,

IT IS HEREBY ORDERED, that WILMINGTON TRANSPORTATION COMPANY be, and it is hereby, authorized to sell to the CITY OF AVALON, free and clear of all encumbrances, for \$77,025.00, its fresh and salt water plant and system and electric light plant and system, located at Avalon and described in the stipulation filed by the company in this proceeding and substituted for Exhibit "B", attached to the petition, provided that the authority herein granted shall apply only to such property as is transferred on or before March 1, 1920

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 15th day of September, 1919.

Edwin O. Egerton
H. D. Loveland
Frank K. Kloby
H. B. Bundeig
Irving Martin
Commissioners.