

ORIGINAL

Decision No. 6772.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of)	
M. G. Calvin for permission to sell)	
the Campbell's Gulch Water Right and)	Application No. 4706.
the Camptonville Water Works to)	
F. S. Labadie and Rachel M. Labadie.)	

BY THE COMMISSION.

O P I N I O N

M. G. Calvin, who owns and operates the so-called "Campbell's Gulch Water Right" and the "Camptonville Water Works", and who is engaged in the business of supplying water to the inhabitants of Camptonville, has made application to the Railroad Commission for authority to sell said property and rights to F. S. Labadie and Rachel M. Labadie, and said F. S. Labadie and Rachel M. Labadie have joined in said application.

The application alleges that M. G. Calvin is the administrator of the estate of Budden W. Calvin, deceased, and that the present ownership of the property would be in heirs to the estate who do not reside at Camptonville; that the administrator of the estate is not in position to give the property proper attention and care; that applicants herein are acting

in their individual capacity, and that there are no debts outstanding which are a proper charge against the property.

An inspection of the system was made by the Commission's engineers, and it was found that Mr. Labadie has already installed some improvements to the water system and now has further necessary improvements under way. A hearing was set in the matter of this application and written notice of the time and place of said hearing was mailed to all interested parties, giving them an opportunity to appear and be heard.

No objection having been made to this transfer, and it appearing that public convenience will be served by the granting of the application herein, said transfer is authorized upon the terms and conditions of the following order, and not otherwise:

ORDER

M. G. Calvin having made application for an order authorizing transfer and sale of certain property herein-after described to F. S. Labadie and Rachel M. Labadie, and said F. S. Labadie and Rachel M. Labadie having joined in said application, investigation having been made, public hearing having been held and the matter being now ready for decision,

IT IS HEREBY ORDERED that M. G. Calvin be and he is hereby authorized to transfer and convey to F. S. Labadie and Rachel Labadie the following described property, to-wit:

"That certain water right located on Campbells Gulch in Slate Range Township, County of Yuba, State of California, and known as the Campbell water right; also the Ditch used for conveying the water of said Campbells Gulch to the town of Camptonville, the branch ditches and reservoirs used and connected with said water right and ditch; also that certain property located in the aforesaid Town, County and State, and known as the Camptonville Water Works, conveying the waters of Worley Gulch and Campbells Gulch to the town of Camptonville, together with all the water rights, flumes, ditches, reservoirs, pipes, rights-of-way, and lands thereunto belonging, or in anywise connected therewith."

The authority herein granted is granted 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.--F. S. Labadie and Rachel M. Labadie shall assume and discharge all of the obligations to serve the public heretofore resting upon M. G. Calvin as owner of Camptonville Water Works.

3.--The approval of the instruments of conveyance herein 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 subjected.

4.--The authority herein contained shall extend only to such conveyances of real or personal property as shall have been delivered on or before December 31, 1919.

5.-- Within ten (10) days subsequent to the date of the transfer of property herein authorized, a certified statement shall be filed indicating that such transfer has taken place and a certified copy of the instrument or instruments of conveyance shall be filed with the Commission.

Dated at San Francisco, California, this 22^d
day of October, 1919.

Edwin G. Edgerton
A. D. Loveland
Frank R. Brown
H. B. Boudreau
W. W. Martin
Commissioners.