

Decision No. 7019.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

ORIGINAL

F. M. Steele, Clara B. Jones and)
J. B. Monroe,

Complainants,

v.

Case No. 1082.

Sierra Verdugo Water Company,
a corporation,

Defendant.

R. M. Steele for Complainants.

Haas & Dunnigan, by J. J. Wilson,
for Defendant.

BY THE COMMISSION.

O P I N I O N

The complaint in the above entitled proceeding alleges in effect that defendant, a public utility, supplies water for domestic and irrigation purposes to residents of La Crescenta, Los Angeles County, and that complainants have been consumers of water so supplied, paying for the same at metered rates, except complainant Steele, who has never received any bill for water used. It is further alleged that on or about May 1, 1917, defendant served notice upon complainants that they must purchase water stock from the president of the corporation at what was considered an exorbitant price, and pay for meters then installed,

or service would be discontinued. Thereafter, upon failure of complainants to comply with the demands, service was discontinued and complainants were without water as no other supply was available. Complainants ask that defendant be declared a public utility and required to restore service.

Defendant's answer is a general denial of the allegations of complainants, and asserts that defendant is a mutual water company and, as such, not within the jurisdiction of this Commission.

The testimony shows that Robert A. Walton purchased a tract of land, built a water system and placed the land on the market, the water system being incorporated as "Sierra Verdugo Water Company," a mutual water company. Since its incorporation it has delivered water only to its members at cost and is, therefore, not a public utility and is not subject to the jurisdiction, control or regulation of this Commission.

O R D E R

Complaint having been made by F. M. Steele, Clara B. Jones and J. B. Monroe, as outlined in the opinion preceding this order, a public hearing having been held, and the Commission being fully informed in the matter,

It is Heroby Found as a Fact that the Defendant herein is a mutual water company and, as such, is not subject to the jurisdiction of this Commission.

And basing its order on the foregoing finding of fact and upon the statements of fact contained in the preceding opinion,

IT IS HEREBY ORDERED that the complaint in the above entitled matter be and it is hereby dismissed for lack of jurisdiction.

Dated at San Francisco, California, this 9th day of
January 1920.

Edwin D. Edgerton
H. A. Loveland
H. V. Brundage

Commissioners.

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