

Decision No. 7805

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

ORIGINAL

In the Matter of the Application of
HAINES CANYON WATER COMPANY for an
order authorizing the sale of certain
real estate.)

) Application No. 4862.
)

R. E. Quinn for applicant.
William Schrieder for the water users.

BY THE COMMISSION.

O P I N I O N .

Applicant in the above entitled proceeding alleges in effect that it is desirous of disposing of eighty acres of land not required in the conduct of its utility business. It is further alleged that the water rights, the right to develop additional water thereon and rights-of-way across the tract will be reserved to applicant, also that the moneys received from the sale will be used for the improvement of applicant's property.

A public hearing was held, at which all interested parties were given an opportunity to be present and be heard, and the matter is now ready for decision.

Testimony shows that the land is part of the non-operative property owned by applicant and that, with proper reservations of water rights and rights-of-way, there is no good reason why the land should be retained by the utility.

ORDER.

Haines Canyon Water Company having made application for permission to sell eighty acres of non-operative land, a public hearing having been held thereon, and the Railroad Commission being of the opinion that the application should be granted,

IT IS HEREBY ORDERED that Haines Canyon Water Company be and it is hereby authorized to dispose of the eighty acres of land more particularly described as the West Half of the Northwest Quarter of Section 17, Township 2 North, Range 13 West, San Bernardino Base and Meridian, and subject to the following conditions:

1. The authority herein granted shall apply only to a sale made on or before January 1, 1921.
2. The deed transferring the property shall expressly reserve to the applicant all water rights appurtenant to said property; the right to develop additional water thereon by tunnels or otherwise; and all necessary rights-of-way for roads or pipe lines.
3. On or before ten days after the date of transfer, applicant shall file with the Railroad Commission a certified copy of the deed.

Dated at San Francisco, California, this 28th
day of June, 1920.

H. B. Loveland
Stan R. Dyer
H. T. Brundage
Dwight Martin
Commissioners.