

Decision No. 4665.

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of the NEMAHA LAND COMPANY, ask-)
ing permission to sell to the)
CONSOLIDATED WATER COMPANY, and)
the Consolidated Water Company)
asking permission to purchase,)
certain properties designated)
hereafter.)

Application No. 7012.

Haas and Dunnigan, by Walter Haas, for
applicants.

J. Allard, Jr., for City of Pomona.

BY THE COMMISSION.

O P I N I O N

The Nemaha Land Company and Consolidated Water Company here-
in make joint application to transfer the water distribution sys-
tem of the Nemaha Land Company to the Consolidated Water Company
of Pomona, located in and in the vicinity of Pomona, Los Angeles
County, and more particularly described in the application.

A public hearing was held in the above entitled matter at
Pomona on September 28, 1921, before Examiner Satterwhite, of
which hearing all interested parties were notified and given an
opportunity to appear and be heard.

The testimony shows that the personnel of the two companies is the same. The Consolidated Water Company has furnished the water for and operated the system of the Nemaha Land Company since the incorporation of the latter in 1913.

The estimated original cost of this system is \$22,251.96, which is the proposed purchase price.

It appears that the Nemaha Land Company wishes to withdraw from the public utility business, and that the transfer of the property, as indicated, would be in the public interest.

O R D E R

Application having been made to the Railroad Commission as entitled above, wherein Nemaha Land Company and Consolidated Water Company join in an application for authority to transfer certain public utility property from the former to the latter, a public hearing having been held and the matter having been submitted,

IT IS HEREBY ORDERED that the above entitled application be and it is hereby granted, subject to the following conditions:

1. The property to be transferred is 68,200 lineal feet of pipe lines, ranging from 2 inches to 8 inches in diameter, 173 meters, 173 services, 26 gate valves, together with the necessary fittings and appliances, said property being installed in and in the vicinity of the City of Pomona in the following streets and avenues: American Avenue, Alexander-Yale, Benito Avenue, Central Avenue, Central Avenue-Marod, Cucamonga Avenue, Kingsley Avenue, Holt Avenue, Orchard Avenue, Ramona Avenue, San Bernardino Avenue, San Jose Avenue and Vernon Avenue: all of which is more particularly described in Applicants' Exhibit "B", which was introduced at the hearing herein.

2. Authority herein granted to transfer property shall ap-

ply only as to such conveyance as shall have been made on or before December 31, 1921.

3. A certified copy of the instrument of conveyance shall be filed with the Railroad Commission by the Nemaha Land Company within thirty (30) days of the date on which it is executed.

4. Within ten (10) days from the date on which the Nemaha Land Company actually relinquishes control and possession of the properties herein authorized to be sold, said Nemaha Land Company shall file with the Railroad Commission a certified statement indicating the date on which such control was relinquished.

5. The consideration given for the transfer of said public utility water property shall not be urged before this Commission or any other public body as a finding of the value of said properties for any purpose other than the transfer herein authorized.

Dated at San Francisco, California, this 28th day of October, 1921.

H. B. Pennington
H. D. Loveland

H. B. Pennington
Commissioners.