

Decision No. 9857

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
SPRING ESTATE COMPANY, a California)
corporation, to transfer, assign and)
set over, and of EAST BAY WATER COM-)
PANY, a California corporation, to)
accept such transfer of the water)
pipe and distribution system of said)
SPRING ESTATE COMPANY.)

Application No. 7368.

BY THE COMMISSION.

O R D E R

The SPRING ESTATE COMPANY, a California corporation, acting as a public utility in supplying water for domestic purposes to portions of the city of Berkeley, Alameda County, lying in the tract or subdivision known as "Thousand Oaks" in the city of Berkeley, and it being stated in the application that Spring Estate Company is not primarily in the business of supplying water as a public utility and cannot adequately and properly finance itself so as to maintain, operate and develop its system to meet the requirements of its consumers; that said system was originally built in order to facilitate the sale of real estate; that said system is surrounded by the system of the East Bay Water Company and acquires its entire supply therefrom, and that the consumers would be more adequately served if furnished directly by the East Bay Water Company, and Spring Estate Company having

agreed to transfer its water system to the East Bay Water Company free and clear of all incumbrances, indebtedness, liens and charges whatsoever, together with Three Thousand (\$3000.00) Dollars in cash;

And East Bay Water Company having joined in the application, and it appearing that this is not a matter in which a public hearing is necessary,

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

1. The property herein authorized to be transferred is as described in the application herein.
2. The authority herein granted to transfer said water system shall apply only to such transfer as may have been made on or before July 1, 1922, and a certified copy of the instrument of conveyance shall be filed with the Commission by Spring Estate Company within thirty days of the date on which it is executed.
3. Within ten days of the date on which the Spring Estate Company actually relinquishes control and possession of the properties herein authorized to be transferred, they shall file with the Railroad Commission a certified statement indicating the date on which it relinquished such control and possession.

Dated at San Francisco, California, this 8th
day of December, 1921.

H. B. Bondie
H. S. Loveland

Charles H. Powell
W. J. Anderson
Commissioners.