

Decision 9906

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

H. C. HANSEN, A. VILLI, AUGUSTO VILLI,
W. E. MILLER, P. FITZPATRICK, J. FABRY,
W. A. HOEY, JOHN TURON, GEORGE QUIST,
O. F. SMITH and P. NEWTON,

Complainants,

Case No. 1450.

Vs.

EMPIRE WATER COMPANY, a corporation,

Defendant.

BY THE COMMISSION.

ORDER OF DISMISSAL

The prayer of the complaint in the above entitled action being that the Commission order defendant to construct and maintain a flume or siphon across the Kings River for the purpose of conveying water to complainants and others; and the Supreme Court of California having heretofore decided in the case of W. N. Stratton, et al., vs. Railroad Commission, S.F. 9579, that said defendant is not a public utility and, therefore, not subject to the jurisdiction of the Commission,

IT IS HEREBY ORDERED that the said complaint of H. C. Hansen, et al., be and it is hereby dismissed.

Dated at San Francisco, California, this 21st day of December, 1921.

H. C. Brundage
H. D. Loveland
Erving Warren
Charles A. Howe
H. E. Remond
Commissioners.