

Decision No. 27057

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of F. J. SCHOETTGEN, LYLE C. SCHOETTGEN, GEORGE W. PEABODY, ALFRED CLEMENS and GEORGE T. CONLIN for an Order Authorizing, Permitting, Ratifying and Approving the Mortgaging and Foreclosure Sale thereunder of COLUMBIA WATER SYSTEM in Columbia, Tuolumne County, California, and Authorizing, Permitting, Ratifying and Approving the Execution and Delivery of Commissioner's Certificate and Commissioner's Deed Thereunder and for an Order Authorizing the Transfer of said COLUMBIA WATER SYSTEM by said F. J. SCHOETTGEN, LYLE C. SCHOETTGEN, GEORGE W. PEABODY and ALFRED CLEMENS to said GEORGE T. CONLIN.

ORIGINAL

Application No. 19422

C. H. Grayson, for Applicants.

BY THE COMMISSION:

ORDER

Applicants, F. J. Schoettgen, Lyle C. Schoettgen, George W. Peabody and Alfred Clemens, ask permission to sell to George T. Conlin for \$2,100.00 the Columbia Water System situate in the Town of Columbia, County of Tuolumne, State of California, and described as follows:

"Being all of that certain spring situate in the Town of Columbia as per official map thereof, known also as McKnight Spring, as set out in a certain deed to said Thomas Conlin by John McKnight, dated August 31st, 1900, recorded in deeds said records, Vol. 45, page 244, with also all water rights and privileges, water system, pipe and pipe lines therewith connected and four springs in Matelot Gulch, now connected with pipe lines and all interests therein connected, used, being the water system of said Town of Columbia."

The vendors allege that they acquired the aforesaid properties, together with some non-utility property, through a foreclosure sale ordered and decreed by the Superior Court in and for the County of Tuolumne. The properties were sold to them on March

20, 1933. They report that the water system is in need of repairs and replacements which they cannot finance. They therefore desire to sell the same to George T. Conlin, who is willing to improve the properties and operate them in conformity with the rules and regulations of the Commission.

The Commission has considered the request of applicants and is of the opinion that this is not a matter in which a hearing is necessary and that the present owners of said properties should be authorized to sell the same to George T. Conlin, therefore,

IT IS HEREBY ORDERED, that applicants F. J. Schoettgen, Lyle C. Schoettgen, George W. Peabody and Alfred Clemens be, and they are hereby authorized to sell to George T. Conlin, and said George T. Conlin is hereby authorized to purchase and operate the properties sometimes referred to as the Columbia Water System and more particularly described in this order.

IT IS HEREBY FURTHER ORDERED, that the authority herein granted will become effective fifteen (15) days after the date hereof.

DATED at San Francisco, California, this 7th day of May, 1934.

Clarence
Leon Anthony
W. H. Carr
M. B. Harris
W. H. Harris

Commissioners.