

Decision No. 27562

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
WHITTIER WATER COMPANY, ANDREW M.
CHAFFEY and H.T. COFFIN, for an
Order Authorizing Execution of Oil
and Gas Lease.

Application No. 19678.

BY THE COMMISSION:

ORIGINAL

O P I N I O N

Whittier Water Company, engaged in the business of selling and distributing water as a public utility in the County of Los Angeles, is the owner, subject to the rights of Andrew M. Chaffey to two-thirds of the oil, gas and other hydrocarbons therein and thereunder, of those two certain parcels of land situated in the County of Los Angeles, State of California, to-wit:

Lots One (1) and Two (2) of Tract
Number 3159, containing ninety (90)
acres, more or less, subject to
certain easements, restrictions and
encumbrances of record.

In this application the Company asks the Railroad Commission to authorize said Whittier Water Company to join with Andrew M. Chaffey in making an oil and gas lease to H.T. Coffin covering said Lots 1 and 2. It appears that the proposed drilling will not interfere in any way with the production of water by said Company in the above Lots 1 and 2 and that said Company does not intend to divest itself of any rights therein which in any respect may result in the discontinuance or impairment of its public utility water service.

While it may be that the proposed license agreement is not strictly a lease or encumbrance of property to which the Commission's approval is required under Section 51 of the Public Utilities Act, it is evident that the authority requested may properly be granted.

The Water Company further requests that the Commission ratify and confirm "all that the said Whittier Water Company may have done in the premises" in connection with the negotiations for this lease. As to this part of the prayer, it should be understood that in authorizing the lease in the following Order, the Railroad Commission does not in any sense ratify and confirm any act or acts of said Whittier Water Company in connection with this lease. Our Order herein merely authorizes said Company to execute the lease as hereinafter provided.

O R D E R

It appearing that a public hearing on the application herein is not required,

IT IS HEREBY ORDERED that Whittier Water Company be and it is hereby authorized to join with Andrew M. Chaffey in making an oil and gas lease to H.T. Coffin substantially upon the same terms and conditions as set forth in the copy of the proposed oil and gas lease attached to the application herein.

IT IS HEREBY FURTHER ORDERED that the authority herein granted applies only to such lease as shall have been entered into on or before the thirty-first day of December, 1935, and, within thirty (30) days from and after the date of the execution

of said oil and gas lease, two certified copies thereof shall be filed with the Railroad Commission by said Whittier Water Company.

For all other purposes, the effective date of this Order shall be twenty (20) days from and after the date hereof.

Dated at San Francisco, California, this 3rd day of December, 1934.

Leon Whittier

W. J. C.

M. B. G.

W. H. M.

STUART P. M.
Commissioners.