

Decision No. 30016

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

**ORIGINAL**

In the matter of the application of PACIFIC GAS AND ELECTRIC COMPANY, a corporation, and MOSQUITO DISTRICT MUTUAL WATER COMPANY, for an order of the Railroad Commission authorizing the former to transfer to the latter the water properties referred to in this petition, etc.

Application No. 21366

BY THE COMMISSION:

O R D E R

In this application Pacific Gas and Electric Company, a corporation, requests authority to transfer to Mosquito District Mutual Water Company, which joins in the application, the so-called Summerfield water system situated in El Dorado County, California, and comprising the Summerfield Ditch and One Eye Ditch and Fannon Reservoir, together with lands, structures, rights of way and water rights appurtenant thereto, which said properties are more particularly described in the form of agreement and indenture annexed to the application herein and marked Exhibits No. 1 and "B" respectively.

An investigation having been made and it appearing that this is not a matter in which a public hearing is necessary, now, therefore,

IT IS HEREBY ORDERED that Pacific Gas and Electric Company, a corporation, be and it is hereby authorized to sell and convey to Mosquito District Mutual Water Company the property

as set forth above and more particularly described in the agreement between said parties dated May 12, 1937, a copy of which is attached to the application herein and marked Exhibit No. 1, and the proposed form of indenture, also attached to the application herein and marked Exhibit "B," which documents are hereby made a part of this Order by reference.

IT IS HEREBY FURTHER ORDERED:

1. Pacific Gas and Electric Company, a corporation, be and it is hereby authorized to execute an agreement and indenture substantially in accordance with the forms thereof marked Exhibits "A" and "B" and attached to the above mentioned copy of the agreement dated May 12, 1937, marked Exhibit No. 1.
2. The authority herein granted shall apply only to such transfer as shall have been made on or before the 31st day of December, 1937, and a certified copy of the final instrument of conveyance shall be filed with this Commission by Pacific Gas and Electric Company, a corporation, within thirty (30) days from the date on which it is executed.
3. Within ten (10) days from the date on which Pacific Gas and Electric Company, a corporation, actually relinquishes control and possession of the property herein authorized to be transferred, it shall file with this Commission a certified statement indicating the date upon which such control and possession were relinquished.
4. The consideration for the transfer herein authorized shall not be urged before this Commission or any other public body as a finding of value for rate-fixing or any purpose other than the transfer herein authorized.
5. Pacific Gas and Electric Company, a corporation, shall file with this Commission, within thirty (30) days from the date of this Order, two certified copies of said agreement and indenture as finally consummated.
6. Upon compliance with all of the terms and provisions of this Order Pacific Gas and Electric Company, a corporation, shall stand relieved of all further public utility obligations and liabilities in connection with the service

and operation of the property herein au-  
thorized to be transferred to Mosquito  
District Mutual Water Company.

The authority herein granted shall become effective upon  
the date hereof.

Dated at San Francisco, California, this 9<sup>th</sup> day  
of August, 1937.

*W. H. ...*

*Frank ...*

*Robert ...*

*Ray ...*

Commissioners