

Decision No. 31008

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
LOS NIETOS WATER COMPANY for Per-  
mission to Sell a Portion of their  
Distribution System

Application No. 21927

**ORIGINAL**

BY THE COMMISSION:

O R D E R

In this application Los Nietos Water Company, a corporation, asks permission to sell a portion of its water distribution system and certain properties appurtenant thereto situate within Los Angeles County to the Clearwater-Hynes County Water District, a corporation organized and existing under and by virtue of the laws of the State of California.

An investigation having been made and it appearing that this utility will still retain adequate facilities to maintain proper water service to its remaining consumers located in Tract No. 6251, Los Angeles County, and that this is not a matter in which a public hearing is necessary and that the application should be granted, now, therefore,

IT IS HEREBY ORDERED that Los Nietos Water Company, a corporation, be and it is hereby authorized to sell and convey to the Clearwater-Hynes County Water District, a corporation, all its rights, title and interests in and to that certain portion of its distribution system and appurtenant water facilities situate in or on the following described real property:

"The north half of lots two and three, and the north half of lot one excepting that portion lying west of Orange Avenue, being in block ten, California Cooperative Colony Tract, in the County of Los Angeles, State of California, as per map recorded in Book 21, pages 15 and 16, Miscellaneous Records of said County; and also Tract No. 10748 as recorded in Book 189, pages 10 and 11, records of said Los Angeles County,"

substantially in accordance with the terms, conditions and descriptions set forth in that agreement made on or about the 24th day of March, 1938, by and between the Clearwater-Hynes County Water District, and Los Nietos Water Company, and which agreement is hereby made a part of this Order by reference.

IT IS HEREBY FURTHER ORDERED that the above authority is granted subject to the following terms and conditions:

1. The authority herein granted shall apply only to such transfer as shall have been made on or before the 30th day of September, 1938, and a certified copy of the final instrument of conveyance shall be filed with this Commission by Los Nietos Water Company, a corporation, within thirty (30) days from the date on which it is executed.

2. Within ten (10) days from the date on which said Los Nietos Water 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 are relinquished.

3. On or before the 30th day of September 1938, Los Nietos Water Company, a corporation, shall refund all amounts, if any, due consumers for deposits made for main extensions, meter or service connections, and/or any other purpose.

4. On or before the 10th day of October, 1938, Los Nietos Water Company, a corporation, shall file with this Commission a certified statement to the effect that the terms and conditions of paragraph 3 above have been complied with.

5. 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.

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 20<sup>th</sup> day of June, 1938.

Walter Mason  
Leon Whittell  
James R. Hall  
Raymond  
Ray C. Cline  
Commissioners