

ORIGINAL

Decision No. 34183

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application  
of a Transfer of the HACIENDA WATER  
WORKS, at Hacienda, California.

Application No. 24109

BY THE COMMISSION:

O P I N I O N

H. B. Smith and Eve B. Smith, his wife, hereinafter some times referred to as the sellers, ask permission to sell and convey their public utility water system, known as the Hacienda Water Works, to Louis Evangelisti, M. F. Pelletti and George Hasek, hereinafter some times referred to as the purchasers.

The water system is an integral part of some real property which the purchasers are acquiring from the sellers.

The water system was installed by H. B. Smith in connection with the subdivision known as Hacienda, a small summer resort community located on the north side of the Russian River near Hilton, Sonoma County. There are seventy-three consumers in the subdivision. The water supply is obtained from the diversion of creek water and from a well. There is a dam across one of the small creeks in the area which impounds the water in

a reservoir having a capacity of about 40,000 gallons. The water flows by gravity from this reservoir to four tanks, one of 4,200, one of 2,500, and two of 500 gallon capacity. A small booster is used to pump water to the 4,200 gallon tank serving the upper portion of the tract. A 35-foot well equipped with an electrically driven typhoon pump is located at the river bank and is operated during the period when the creek supply is inadequate to meet the demand. The distribution system consists of about 10,000 feet of pipe, ranging from 4" to 3/4" in size. H. B. Smith has been charging the following rates:

A -- FLAT RATES

Summer service, any five months	\$14.00
For each additional month	1.00
Maximum annual charge	18.00

B -- METER RATES

Annual Minimum Charge, payable in advance	
Includes 400 cubic feet each month	\$18.00
Next 1,000 cubic feet, per 100 cu. ft.	.25
Next 1,000 cubic feet, per 100 cu. ft.	.175
Over 2,400 cubic feet, per 100 cu. ft.	.15

It appears that the purchasers will continue to charge the same rates as have been charged by H. B. Smith. The order herein will require them to file their rates, rules and regulations governing their relations with the consumers.

There is filed in this proceeding as Exhibit A, a copy of the grant deed; as Exhibit B, a copy of the agreement between the sellers and purchasers; and as Exhibit C, a copy of the bill of sale listing the personal property which the sellers have agreed to transfer to the purchasers.

O R D E R

The Commission having considered the requests of applicants and it being of the opinion that this is not a matter on which a hearing is necessary, and that this application should be granted subject to the provisions of this order, therefore

IT IS HEREBY ORDERED that H. B. Smith and Eve B. Smith, his wife, be, and they are hereby, authorized to sell and convey to Louis Evangelisti, M. F. Pelletti and George Hasek, all their right, title and interest in and to the public utility water system known as Hacienda Water Works, located in or near Hacienda, Sonoma County, California, substantially in accordance with the terms and conditions of Exhibits A, B, and C filed in this proceeding, provided that the consideration paid for said properties shall not be urged before this Commission or any other public body as a finding of value for any purpose other than the transfer herein authorized.

IT IS HEREBY FURTHER ORDERED that until otherwise ordered, directed or permitted by the Commission, Louis Evangelisti, M. F. Pelletti and George Hasek shall charge for the sale of water the following schedule of rates:

A -- FLAT RATES

Summer service, any five months	\$14.00
For each additional month	1.00
Maximum annual charge	18.00

B -- METER RATES

Minimum Charges, payable in advance

Summer Service:	
Any five months	\$14.00
Each additional month	1.00
Maximum annual minimum charge	18.00
Permanent consumers, 12 months service	18.00

Monthly Quantity Rates

First 400 cubic feet, included in minimum charge	
Next 1,000 cubic feet, per 100 cubic feet	.25
Next 1,000 cubic feet, per 100 cubic feet	.175
Over 2,400 cubic feet, per 100 cubic feet	.15

IT IS HEREBY FURTHER ORDERED that within thirty (30) days from the date of this order, Louis Evangelisti, M. F. Pelletti and George Hasek shall file with this Commission for its approval, in quadruplicate, sets of rates, rules and regulations governing relations with their consumers, each set of which shall contain a suitable map or sketch drawn to an indicated scale upon a sheet approximately 8½" x 11" in size, delineating thereon in distinctive markings the boundaries of the service area, provided, however, that such map or sketch shall not thereby be considered by this Commission or any other public body as a final or conclusive determination or establishment of the dedicated area of service or any portion thereof.

IT IS HEREBY FURTHER ORDERED that within sixty (60) days from the date of this order, Louis Evangelisti, M. F. Pelletti and George Hasek shall file with this Commission four copies of a comprehensive map drawn to an indicated scale of not less than 400 feet to the inch upon which shall be delineated correctly by appropriate markings the territory served by said Louis Evangelisti, M. F. Pelletti and George Hasek. This map shall be reasonably accurate, show the source and date thereof and include sufficient

data to determine clearly and definitely the location of the various properties comprising the entire utility area of service.

IT IS HEREBY FURTHER ORDERED that within thirty (30) days after acquiring said properties, Louis Evangelisti, M. F. Pelletti and George Hasek shall file with the Commission a copy of the deed and bill of sale under which they hold title to said properties.

Dated at San Francisco, California, this 13<sup>th</sup> day of May, 1941.

[Signature]  
Ray L. Quincy  
Justus J. Casperson  
Francis L. Havens  
[Signature]  
Commissioners.