

ORIGINAL

Decision No. 47254

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Application)
of LAKEWOOD WATER & POWER COMPANY,)
a corporation, for authorization to)
carry out the terms of an agreement)
to provide water to the County of)
Los Angeles at rates and under con-)
ditions other than the rates and)
conditions contained in applicant's)
tariff schedules on file and now in)
effect.)

Application No. 33454

OPINION AND ORDER

Lakewood Water & Power Company, a corporation, asks the Commission to authorize it to carry out the terms and conditions of a letter agreement dated May 21, 1952, with the County of Los Angeles. Said agreement relates to use of water for irrigation purposes on Lakewood Country Club property, owned by Lakewood Park, a corporation.

The County proposes to lease the club property for a 25-year period from Lakewood Park, a corporation, and to operate it as a public golf course for recreational purposes, if permitted to use irrigation water for the golf course, without charge for that period, such water to be produced by the County at its own cost from a well and pumping plant on the property. It is alleged that the water company owns the rights to the underground water in the area, but that Lakewood Park, a corporation, has the right to pump and use underground water for irrigation of the golf course as long as needed. If the agreement is consummated the water company will have transferred to it by Lakewood Park, a corporation, the well, pumping plant, a parcel of land on which these facilities are

located, and an easement for the right of ingress and egress. Lakewood Park, a corporation, will also relinquish its claim to the use of the underground water beyond the lease period.

The use of water by the County under the terms of the agreement is alleged to constitute a deviation from the water company's tariff schedules and the Commission is asked to approve said agreement as being in the public interest.

The Commission is also asked to authorize applicant to carry out the terms of the agreement with the County, such authorization to become effective as of the date of the order, as the County desires to commence operations of the club property on July 1, 1952.

The Commission having considered the request of applicant and being of the opinion that the application should be granted; that a public hearing is not necessary and it is in the public interest that the authority granted herein should become effective on the date hereof,

IT IS HEREBY ORDERED that Lakewood Water & Power Company, a corporation, be and it is authorized to carry out the terms and conditions of the written letter agreement, dated May 21, 1952, with the County of Los Angeles, subject to the following conditions:

1. Applicant shall file with the Commission within thirty (30) days after the date of this order, two certified copies of the letter agreement as executed, together with a statement of the date on which the agreement becomes effective.

- 2. Applicant shall notify the Commission of the date of termination of said agreement within thirty (30) days from and after said date of termination.

This order shall become effective on the date hereof.

Dated at San Francisco California, this 9th day of June, 1952.

R. E. Indurain
 President
Justus J. Craemer
Benjamin P. Potter
John E. Mitchell

Commissioners.