

Decision No. 77183

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Petition of the RAND COMMUNITIES
COUNTY WATER DISTRICT, a Political
Subdivision, to have fixed the
just compensation to be paid for
the Water System of the Randsburg
Water Company existing within the
boundaries of said district.

Application No. 51726

AMENDED ORDER TO SHOW CAUSE

WHEREAS, the petition of Rand Communities County Water District, a duly organized and existing county water district operating in accordance with the laws of the State of California, and located within the counties of Kern and San Bernardino, requests that the Commission fix the just compensation to be paid by said county water district for the water system of Randsburg Water Company, including certain lands, property and rights described in the petition, and sets forth the intention of said water district to acquire, under eminent domain proceedings, or otherwise, such lands, property and rights; and

WHEREAS, said petition has been filed pursuant to the provisions of Division 1, Part 1, Chapter 8 of the Public Utilities Code, being sections 1401 through 1421 of said code, and is a petition of the second class as defined in section 1403 of said code; and

WHEREAS, said petition names as owner of or claimant to said lands, property and rights the Randsburg Water Company, a corporation organized and existing under and pursuant to the laws of the State of California, and having a place of business in Randsburg, California, Vivienne R. Alspach, Trustee of the Estate of James Alspach, C. A. Camp Company, Georgia Dennis, and

persons unknown to petitioner, and

WHEREAS, said lands, property and rights are generally described as follows, to wit:

(a) The lands, property, improvements, facilities and rights owned by said Company incident to and necessary for the production, distribution and storage of water located within the boundaries of the Rand Communities County Water District, together with all Company owned wells, water pipelines, water mains, tanks, treatment facilities, pumping stations, pumps, service connections, valves, hydrants and meters and all other water storage transmission and distribution facilities and appurtenances physically connected thereto.

(b) Each and all rights existing by virtue of any franchise granted by Kern County or San Bernardino County or any of the unincorporated or incorporated cities or municipal corporations overlying said Company's service area.

(c) The rights-of-way and easements to maintain and/or install said Company's water system whether existing by grant, prescription or otherwise.

(d) All overlying, appropriative, prescriptive and riparian water rights of said Company to take, divert, product, extract, pump, receive, export, transport, appropriate and use, and all other water rights of whatsoever kind or nature, in and to the surface, subsurface, natural stream, underground basin, percolating ground, artesian and spring, stream underflow, underground stream, flood, drainage, percolating, artificial water course, channel, and all other natural and artificial water sources of supply.

(e) All customer service data necessary to effectively and efficiently transfer accounts to Petitioner, together with reimbursement, main extension and other contracts or agreements, the performance of which may become Petitioner's right and obligation and all engineering data, including maps, sketches, plans and records showing location, size and type of structures and installations used in connection with said Randsburg Water System; and

WHEREAS, an Order to Show Cause issued on March 17, 1970, ordering all the above owners or claimants, excepting Georgia Dennis, whose name was omitted in the order, to appear before the Commission at hearings which were to be held at Johannesburg, California, on April 7, 1970, to then and there show cause, if any they had, why the Public Utilities Commission should not proceed to hear said petition and to fix just compensation to be paid for such lands, property and rights; and

WHEREAS, such order was served on all parties named in the petition excepting Georgia Dennis; and

WHEREAS, such hearing was held as scheduled, all parties named above being present in person or by counsel at said hearing excepting Georgia Dennis;

NOW, THEREFORE, IT IS HEREBY ORDERED that Georgia Dennis appear before Examiner John C. Gilman at reopened hearings in this matter on Thursday, the 4th day of June, 1970, at 11:00 a.m. in the Commission Courtroom, State Building, 350 McAllister Street, San Francisco, California, 94102, and then and there show cause, if any she has, why the Public Utilities Commission should not proceed to further hear said petition and to fix such compensation to be paid for such lands, property and rights; and

IT IS FURTHER ORDERED that the Secretary of the Commission

cause to be served upon Georgia Dennis a copy of this Amended Order certified under the seal of the Public Utilities Commission, to which shall be attached a true and correct copy of the petition filed by Rand Communities County Water District, which service shall be made in the manner provided by Division 1, Part 1, Chapter 8 of the Public Utilities Code.

Dated at San Francisco, California, this 5th day of May, 1970.

William Synovis Jr.
President

Angela

W. K. ...

Thomas L. ...

Yessan L. ...
Commissioners