

Decision No. 25431.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of Clyde W. Henry, to acquire and of Paul Margolis and G. G. McDaniel to transfer water system; of Clyde Henry for certificate of Public Convenience and Necessity to operate a Water System and for the approval of rates.

Application No. 18563.

BY THE COMMISSION:

O P I N I O N

This is an application for the Commission's approval of the transfer to Clyde W. Henry of a certain public utility water system supplying residents of Subdivisions One (1), Two (2), and Three (3) of the City of Visitation, County of San Mateo.

In Application No. 17992, filed by G. G. McDaniel, for a certificate to operate this water system, the Commission granted the application, with certain conditions, and upon his petition for rehearing such certificate was later revoked. (See Decision No. 25305, October 31, 1932). The Commission thereupon instituted a proceeding on its own motion, Case No. 3396, to fix the responsibility for the operation of this water system. At the hearings in the above referred-to proceedings it developed that Clyde W. Henry, the applicant herein, had completed negotiations for the acquisition of the water system and that he is ready to continue service. From the evidence presented the Commission is of the opinion that the transfer of the properties to Henry

should be permitted; that no further hearing upon this application is necessary, and that the same should be granted. The rates as proposed in this application are the same as contained in Decision No. 24857, Application No. 17992, and will be approved herein.

The following Order is, therefore, entered:

ORDER

IT IS HEREBY ORDERED that P. E. Margolis and G. G. McDaniel are hereby authorized to transfer to Clyde W. Henry the water system as more particularly described in the application herein, and that Clyde W. Henry be authorized to purchase said water system and to operate it as a public utility, subject to the following terms and conditions:

- (1) That Clyde W. Henry be and he is hereby ordered to file the following schedule of rates, to be charged for all service rendered to his consumers in the area stated in the application, on and after the first day of January, 1933:

FLAT RATES

Per consumer, per month.....\$1.75

METER RATES

Monthly Minimum Charges:

5/8 x 3/4 inch meter.....	\$1.75
3/4 " " .....	2.50
1 " " .....	3.00
1 1/2 " " .....	5.00
2 " " .....	8.00

Each of the foregoing "Monthly Minimum Charges" will entitle the consumer to the quantity of water which that monthly minimum charge will purchase at the following "Monthly Quantity Rates."

Monthly Quantity Rates:

From 0 to 500 cubic feet per 100 cubic feet...	\$0.35
Next 2000 " " " 100 " " ...	.30
Next 1500 " " " 100 " " ...	.25
Over 4000 " " " 100 " " ...	.20

- (2) That Clyde W. Henry file with this Commission within thirty (30) days from the date of this Order, rules and regulations governing service to his consumers, said rules and regulations to become effective upon their acceptance for filing with this Commission.
- (3) That Clyde W. Henry file with this Commission within thirty (30) days from the date of this Order a certified copy of the final instrument of conveyance for the water system herein described.
- (4) That Clyde W. Henry file with the Railroad Commission, within ten (10) days from the time Paul Margolis and G. G. McDaniel relinquish control of the water system herein authorized to be transferred, a certified statement indicating the date upon which said control and possession are relinquished.

For all other purposes the effective date of this Order shall be twenty (20) days from the date hereof.

Dated at San Francisco, California, this 17th day of December, 1932.

C. Henry

W. A. Carr

W. B. Harris

Fred G. Stewart  
Commissioners.