

Decision No. 8817.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.  
-----

ORIGINAL

In the Matter of the Application  
of A. E. JOSCELYN to buy and W. I.  
FITZGERALD to sell the Sonoma Vista  
Water Company.

}  
} Application No. 6514.  
}

BY THE COMMISSION.

O R D E R

This is an application brought before the Railroad Commission of the State of California in which W. O. Fitzgerald, owner of Sonoma Vista Water Company, seeks authority to sell said system to A. E. Joscelyn, and said A. E. Joscelyn has joined in the application, asking for authority to purchase the same, and has subscribed to all the facts and conditions set out therein.

Sonoma Vista Water Company is a public utility water company supplying water for domestic purposes in a territory known as Sonoma Vista, a subdivision near Boyes Springs, Sonoma County, California. The Railroad Commission has heretofore made a field investigation and appraisal of the properties of this company, and its findings, together with a description of the property involved, is set out in its Decision No. 7139, issued Feb. 13, 1920, in Application No. 4938, to which decision reference is hereby made for such information as may be pertinent to this proceeding.

The application herein states that W. I. Fitzgerald, the present owner of the system, desires to engage in other business and cannot give the water company the time and attention required

for its successful management. He is not a permanent resident of Boyes Springs, whereas A. E. Joscelyn, the proposed purchaser, resides in the immediate vicinity of the water plant and is thoroughly familiar with the system. Mr. Joscelyn appears to be in position to assume his obligations as owner of the system, both from the standpoint of efficient management and financial requirements. A communication has been received by the Commission from the Boyes Springs Chamber of Commerce voicing its approval of the proposed transfer.

It therefore appearing that this is not a matter in which a public hearing is necessary, and that the application should be granted;

IT IS HEREBY ORDERED, that the above entitled application be and it is hereby granted upon the following conditions:

1. The consideration given for the transfer of said public utility water property shall not be urged before this Commission or any other public body as a finding of value of said properties for rate fixing or any other purpose than the transfer herein authorized.
2. The authority herein granted to transfer said water system shall apply only to such transfer as may have been made on or before Oct. 1, 1921, and a certified copy of the instrument of conveyance shall be filed with the Commission by A. E. Joscelyn within thirty (30) days of the date on which it is executed.
3. Within ten (10) days of the date on which W. I. Fitzgerald actually relinquishes control and possession of the property herein authorized to be transferred, he shall file with the Railroad Commission a certified statement indicating the date on which he relinquished such control and possession.

Dated at San Francisco, California, this 14<sup>th</sup>  
day of April, 1921.

Frank D. Owen

H. B. Loveland

H. R. Prudiger

Dwight Martin  
Charles H. Powell

Commissioners.