

Decision No. 31810

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of the Application of
Alice A. Richardson and Lee Richardson,
copartners under the name Richardson
Springs Telephone Company, for an Order
confirming Transfer of telephone line
and property operated as public utility.

Application No. 22644

BY THE COMMISSION:

O P I N I O N

In this proceeding Alice A. Richardson and Lee O Richardson request the Railroad Commission to make an Order authorizing the transfer of the ownership of certain telephone property.

It is of record that for many years prior to his death on August 17, 1938, Joseph H. Richardson operated as a public utility a certain telephone line extending from Richardson Springs to Chico in Butte County, California, a distance of about twelve miles. The schedules of charges for service over this line are on file with the Railroad Commission. The telephone line was operated in connection with and as an incidental business to the Richardson Mineral Springs Hotel, a resort. The hotel and telephone business have at all times been under the management of Lee O. Richardson. On October 21, 1930 Joseph H. Richardson conveyed to Lee O. Richardson an undivided forty-nine one-hundredths interest in and to the real property on which said hotel and a portion of the said telephone line are situated, but reserved to the grantor a life interest in such property. On July 5, 1933, Joseph H. Richardson entered into

an agreement with his wife, Alice A. Richardson and Lee O. Richardson, as follows: (1) That Joseph H. Richardson would convey by deed to Lee O. Richardson an absolute undivided forty-nine one-hundredths interest in certain property including the telephone line herein referred to. (2) That Joseph H. Richardson would execute and place in escrow a deed conveying to his wife an undivided fifty-one one-hundredths interest in the property referred to in (1) including said telephone line, said deed to be delivered to Alice A. Richardson on the death of Joseph H. Richardson. (3) That Alice A. Richardson would execute and place in escrow a deed conveying to Lee O. Richardson an undivided two one-hundredths interest in the property referred to in (1) and (2), said deed to be delivered to Lee O. Richardson on the death of Alice A. Richardson.

The several deeds were executed. The first-mentioned deed was delivered to Lee O. Richardson and recorded, the second deed was placed in escrow and was delivered to Alice A. Richardson on the death of Joseph H. Richardson and was then recorded, and the third deed was placed in escrow to be delivered to Lee O. Richardson on the death of Alice A. Richardson.

Lee O. Richardson and Alice A. Richardson desire to operate said telephone line as copartners under the name of Richardson Springs Telephone Company. The investment in the telephone line and equipment is reported at \$1,850.

The request of the applicants does not involve any change in management, service or rates, and should be granted.

O R D E R

The Railroad Commission of the State of California having been asked to make its Order as set forth in the foregoing Opinion, and having considered applicants' request, and being of the opinion

that this is not a matter in which a public hearing is required, and that the application should be granted subject to the conditions set forth herein, therefore,

IT IS HEREBY ORDERED that the transfer of the telephone utility property, referred to in the foregoing Opinion, from Joseph H. Richardson to Alice A. Richardson and Lee O. Richardson be and the same hereby is authorized, provided the authority herein granted shall not be construed as determining the value of said telephone property for any purpose other than the transfer herein authorized.

IT IS HEREBY FURTHER ORDERED that Alice A. Richardson and Lee O. Richardson be and they hereby are authorized to operate, under the name of Richardson Springs Telephone Company, the telephone utility property heretofore described, provided that no change in rate schedules and service be made except as subsequently authorized by the Railroad Commission.

The effective date of this Order shall be twenty (20) days from and after the date hereof.

Dated at San Francisco, California, this 11th day of April, 1939.

Raymond J. ...
Frank R. ...
...
Justin J. ...
Commissioners