

Decision No. 35272

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

In the Matter of the Application of M. E. JONES, and N. T. EDWARDS as Executor of the Estate of Richard W. Jones, also known as R. W. Jones, Deceased, for permission to sell a portion of the property of JONES WATER COMPANY.

Application No. 24912

BY THE COMMISSION:

OPINION AND ORDER

Pursuant to the authority heretofore granted by the Railroad Commission, M. E. Jones, also known as Marion E. Jones, acquired the public utility water properties formerly owned by a partnership under the name of Jones and Jones Water Company, and the public utility water properties formerly owned by a partnership under the name of Bond and Jones Water Company. M. E. Jones is presently operating the consolidated properties under the name of Jones Water Company.

Richard W. Jones, also known as R. W. Jones, deceased, was the father of M. E. Jones. The former had a partnership interest in the Jones and Jones Water Company and also a partnership interest in the Bond and Jones Water Company.

N. T. Edwards is the duly appointed, qualified and acting executor of the estate of Richard W. Jones. According to

<sup>1</sup> Decision No. 33815, dated January 21, 1941, amended by Decision No. 34054, dated March 25, 1941, amended by Decision No. 34246, dated February 27, 1941, in Application No. 23818.

the terms of the Last Will and Testament of Richard W. Jones, deceased, which said Last Will and Testament has been duly admitted to probate in the Superior Court of the State of California in and for the County of Orange, the said Richard W. Jones willed to the said M. E. Jones, his son, one-half of the interest of Richard W. Jones in the Bond and Jones Water Company, which said one-half interest would amount to a one-fourth interest of said Bond and Jones Water Company; the balance and remainder of any interest held by Richard W. Jones in Jones and Jones Water Company was willed by the said Richard W. Jones for the benefit of Clara M. Jones, the surviving widow of said Richard W. Jones. It is of record that it was the intention and wish of said Richard W. Jones and Clara M. Jones and of M. E. Jones, their son, and all of said parties, that said water systems be owned in part by M. E. Jones and in part for the benefit of Clara M. Jones, and that it was not the intention or wish of said Richard W. Jones or of any of the parties interested therein that said water systems be sold and the cash proceeds from such sales be paid for the benefit of said Clara M. Jones. In order to carry out the provisions of the Last Will and Testament of R. W. Jones and in order to avoid the sale of said water properties and the distribution of cash, M. E. Jones asks permission to convey to the heirs and devisees of the Estate of Richard W. Jones an undivided one-third interest in the water properties. The properties are described in a proposed deed filed in this proceeding as Exhibit C.

The Commission has considered the request of applicants and is of the opinion that this is not a matter on which a hearing is necessary, and that this application should be granted,

therefore,

IT IS HEREBY ORDERED that M. E. Jones and Elva M. Jones, his wife, be, and they are hereby, authorized to convey to the heirs and devisees of the Estate of Richard W. Jones, also known as R. W. Jones, deceased, subject to the administration of the estate of said deceased, the properties described in Exhibit C filed in this proceeding.

IT IS HEREBY FURTHER ORDERED that within thirty (30) days after the execution of a grant deed said M. E. Jones shall file with the Railroad Commission a true and correct copy of the grant deed executed under the authority herein granted.

IT IS HEREBY FURTHER ORDERED that the authority herein granted shall become effective upon the date hereof.

Dated at San Francisco, California, this 21<sup>st</sup> day of April, 1942.

Justice F. Coe  
W. H. Rice  
A. Baker  
Richard Lachse  
 Commissioners