

Decision No. 35547

ORIGINAL

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
CARROLL LEE CURTIS, GLENN WEBBER CURTIS,  
AMY LUCILE MCKINNEY, DAVID ISLAND CURTIS,  
and LOIS ELVENE VOSTI to Sell, and DEL  
ESTE WATER COMPANY, a Corporation, to  
Purchase, the SALIDA WATER WORKS SYSTEM  
operated at Salida, Stanislaus County,  
California.

Application No. 24995

BY THE COMMISSION:

OPINION AND ORDER

J. L. Curtis, owner of the Salida Water Works at Salida, Stanislaus County, who died in 1941, left this property to five devisees, who now seek authority to transfer the water works to Del Este Water Company, a utility serving various communities in Stanislaus County.

The application alleges that the present operators reside at considerable distances from the system, are engaged in other businesses, and find it inconvenient, unprofitable and difficult to conduct the operation and maintain proper service. The system was installed in 1910, and rates were adjusted in 1917 and in 1929. The 1941 annual report shows revenues of \$1,660.37 and expenses of \$1,720.10. The application alleges that revenue since January 1, 1942 has been \$277.02, with expenditures of \$144.76.

The property to be transferred is described in an agreement dated March 15, 1942, Exhibit "A" attached to the application. Consideration for the transfer is \$3,100. Original cost of the properties is stated to be \$6,055.

Public hearing appearing unnecessary,

IT IS ORDERED as follows:

1. Carroll Lee Curtis, Glenn Jobber Curtis, Amy Lucile McKinney, David Leland Curtis and Lois Elvenc Vosti, hereinafter termed Sellers, and hereby found to be operating lawfully that certain public utility water system known as Salida Water Works, in Stanislaus County, are hereby authorized to transfer such system and the properties described in Exhibit "A" attached to the application herein to Del Este Water Company, a corporation.

2. Upon compliance with the following conditions, Sellers shall be relieved of all utility obligations and liabilities in connection with said utility system:

(a) Transfer shall be made on or before August 31, 1942, and a certified copy of the final instrument of conveyance shall be filed in this proceeding on or before said date.

(b) A sworn statement shall be filed in this proceeding within 10 days after such transfer, indicating the date on which control and possession were relinquished.

(c) All deposits which customers are entitled to have refunded on or before the date of actual transfer, under Sellers' filed rates, rules and regulations, shall be refunded and a sworn statement showing the disposition of any such deposits shall be filed in this proceeding prior to August 31, 1942.

3. Del Este Water Company is hereby directed as follows:

(a) To file, within 30 days after acquisition, five copies of rates for service in Salida and vicinity, which rates shall not be higher, in any particular, than the applicable rates now on file.

(b) To file, within 30 days after acquisition, five sets of rules and regulations applicable in the Salida area. Each set shall contain a map or sketch, drawn to an indicated scale, upon a sheet approximately 8-1/2 x 11 inches in size, delineating the boundaries of the present service area, it being understood, however, that the filing of such sketch shall not be considered as a conclusive determination of the area of dedication.

(c) To file, within 60 days after acquisition, four copies of a comprehensive map, drawn to an indicated scale of not less than 600 feet to the inch, delineating the area served and its location with reference to sources of supply and surrounding territory. Such map shall show the source and date thereof, and include data sufficient to determine clearly the location of the various properties comprising the service area.

4. This order shall not be urged as a finding of value for any purpose whatsoever.

This order shall become effective immediately.

Dated, San Francisco, California, this 7<sup>th</sup> day of July

1942.

Ray L. Riley

Francis R. Havens

Arthur H. Baker

Commissioners