

Decision No. 36839

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
 PIRU FRUIT RANCHO, INCORPORATED, a  
 corporation, and of E. C. WARRING,  
 CHESTER A. WARRING, FLOYD S. WARRING,  
 BEN F. WARRING and LESTER J. WARRING,  
 as co-partners, doing business under  
 the firm name and style of WARRING BROS.  
 to acquire all of the public utility  
 assets of the Piru Fruit Rancho,  
 Incorporated.

Application No. 25948

ORIGINAL

BY THE COMMISSION:

O R D E R

Piru Fruit Rancho, Incorporated, a corporation, owns two public utility water systems which supply domestic and irrigation water in and in the vicinity of the Town of Piru, Ventura County. The irrigation system is operated under the fictitious name of Piru Water Company, while the domestic water system is operated under the fictitious name of Hugh Warring Domestic Water System.

All of the outstanding stock of Piru Fruit Rancho, Incorporated, is owned by E. C. Warring, Chester A. Warring, Floyd S. Warring, Ben F. Warring and Lester J. Warring. The stockholders have concluded to dissolve the corporation and transfer its assets to E. C. Warring, Chester A. Warring, Floyd S. Warring, Ben F. Warring and Lester J. Warring as copartners, doing business under the firm name and style of Warring Bros. A copy of the partnership agreement is on file in this application. The several individuals have the same interest in Warring Bros. as they have in the corporation. Warring Bros. will assume all of the liabilities and obligations of Piru Fruit Rancho, Incorporated.

Piru Fruit Rancho, Incorporated, asks permission to transfer the two public utility water systems to Warring Bros. The copartnership will pay no consideration for the assets of the two water systems, as it will merely be substituted for the ownership and operation of the two water systems in the place

and stead of the corporation.

Exhibit "C" attached to application shows an investment of \$33,292.90 in the Piru Water Company system and a reserve for depreciation of \$10,222.95. In Exhibit "D" the investment in the Hugh Warring Domestic Water System is reported at \$55,547.12 and the reserve for accrued depreciation at \$37,526.04. The latter system supplies water to 192 consumers and the former to 12. Because of the nature of the proceeding, there is no need to check the investment figures.

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

IT IS HEREBY ORDERED as follows:

1. Piru Fruit Rancho, Incorporated, a corporation, be and it is hereby authorized to transfer to E. C. Warring, Chester A. Warring, Floyd S. Warring, Ben F. Warring, and Lester J. Warring, as copartners, doing business under the fictitious firm name and style of Warring Bros., those certain two public utility water systems used in supplying domestic service and irrigation service to the residents in and in the vicinity of the unincorporated town of Piru, Ventura County, said property being more particularly described in the copy of the grant deed attached to the application.
2. Upon compliance with the following conditions, said Piru Fruit Rancho, Incorporated, a corporation, shall be relieved of all public utility obligations and liabilities in connection with said water system.
  - (a) Such transfer shall be made on or before April 30, 1944, and a certified copy of the final instrument of conveyance shall be filed with this Commission on or before said date.
  - (b) A signed written statement shall be filed with this Commission, on or before April 30, 1944, 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 the utility's filed rates, rules and regulations, shall be refunded and a signed written statement showing the disposition of any such deposits or that no such deposits existed, shall be filed in this proceeding prior to April 30, 1944.
- (3) E. C. Warring, Chester A. Warring, Floyd S. Warring, Ben F. Warring and Lester J. Warring, doing business under the fictitious firm name and style of

Warring Bros., are hereby directed as follows:

- (a) To file, on or before April 30, 1944, four copies of rates for service in Piru and vicinity, which rates shall not be higher, in any particular, than the applicable rates now on file.
- (b) To file, on or before April 30, 1944, four sets of rules and regulations applicable to water service in the Piru area, each set of which shall contain a map or sketch, drawn to an indicated scale, upon a sheet approximately 8½ x 11 inches in size, delineating thereupon in distinctive markings the boundaries of the present service area and the location thereof with reference to the surrounding territory; 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, on or before April 30, 1944, 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.

This Order shall become effective upon the date hereof.

Dated at San Francisco California, this 24<sup>th</sup> day of

January, 1944.

Richard L. Baker

Justice J. Greener  
Francis A. Havens

COMMISSIONERS.