

Decision No. 37908

**ORIGINAL**

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
 (1) KATE L. BENTON to sell and (2)  
 CITY OF REDDING, a Municipal Corpor-  
 ation, to purchase the water system  
 operated in the Benton Subdivision,  
 all of which lies across the  
 Sacramento River from and north of  
 the City of Redding, in the County  
 of Shasta, State of California.

Application No. 26708

BY THE COMMISSION:

ORDER

Kate L. Benton, owning and operating a public utility water system supplying water for domestic purposes in and in the vicinity of Benton Subdivision, which lies across the Sacramento River from and north of the City of Redding, Shasta County, asks the Commission for authority to sell and transfer the system and operating rights, for the sum of \$8,043.35, to the City of Redding, a municipal corporation, which joins in the application.

Kate L. Benton desires to sell and retire from the operation of a public utility water system.

The city desires to acquire and operate the property in connection with its municipally-owned system. The city council, by its Resolution No. 1339, dated April 16, 1945, authorized the acquisition of the Benton System, together with the right to furnish water service in the area covered by the certificate of public convenience and necessity granted by the Commission in its Decision No. 35758, dated September 15, 1942.

The Benton System reports for the year 1944, operating revenues of \$1,367.31 and operating expenses of \$963.39, leaving net operating revenues of \$403.92.

The investment in fixed capital installed is reported at \$8,043.35, as of December 31, 1944, and the reserve for accrued depreciation at \$331.62. The system supplied water to 37 consumers during the year.

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

IT IS HEREBY ORDERED as follows:

1. That Kate L. Benton be and she is hereby authorized to sell and transfer to the City of Redding, a municipal corporation, her public utility water properties described in the purchase contract filed as Exhibit "A" in the application herein, said sale and transfer to be made in accordance with the terms of said purchase contract.
2. That within thirty (30) days after the sale and transfer of her water properties to the City of Redding, Kate L. Benton shall file with the Railroad Commission a statement showing the exact date upon which she relinquished control and possession of her water system, and a copy of the deed by which she conveyed her property to the City of Redding.
3. That concurrent with the sale and transfer of her public utility property to the City of Redding, Kate L. Benton is relieved of the obligation to operate said property as a public utility water system.
4. The authority herein is effective upon the date hereof.

Dated at Los Angeles, California, this 22<sup>nd</sup> day of May, 1945.

David Rubin  
Justin F. Cooper  
Richard L. ...  
William ...  
Frank ...  
 Commissioners.