

Decision No. 36672

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of WILLIAM FRASER and BESSIE
FRASER, his wife, owners of a
water system in the town of
WEOTT, COUNTY OF HUMBOLDT, STATE
CALIFORNIA, to sell to G. R.
CHEVERTON and WAWAH L. CHEVERTON,
his wife.

ORIGINAL

Application
No. 26790

BY THE COMMISSION:

O P I N I O N

In this application, William Fraser and Bessie Fraser, his wife, owners and operators of a public utility water system at Weott, Humboldt County, California, ask permission to sell their public utility water properties to G. R. Cheverton and Wawah L. Cheverton, his wife.

Applicants' petition shows that the Purchasers intend to reside at Weott and operate the properties at the same rates and under the same rules and regulations which Sellers now have on file with the Commission. The rates were fixed by Decision No. 36671, dated October 19, 1943, as amended by Decision No. 37190, dated July 11, 1944, in Application No. 25156. The deed on file in this proceeding and the exhibits filed in Application No. 25156 contain a general description of the properties. They supply water to about 42 consumers. For 1944, Sellers report operating revenues of \$1,352.99. Their investment in the properties is reported at about \$9,000.

Purchasers have agreed to pay for the properties \$5,000. Of this sum, \$1,000 will be paid in cash and \$4,000 will be represented by a note, payable in monthly installments of \$60, with interest at

the rate of six per cent per annum. The payment of the note will be secured by a deed of trust which will be a lien on the water properties. A copy of the Purchasers' proposed note and a copy of the deed of trust are on file in this application.

O R D E R

The Commission has considered applicants' request and is of the opinion that this is not a matter on which a hearing is necessary, that the money, property or labor to be procured or paid for by G. R. Cheverton and Wavah L. Cheverton, his wife, through the issue of the note herein authorized, is reasonably required for the purpose herein stated, and that this application should be granted as herein provided, therefore,

IT IS HEREBY ORDERED as follows:

1. William Fraser and Bessie Fraser, his wife, may, after the effective date hereof and on or before September 30, 1945, sell and transfer to G. R. Cheverton and Wavah L. Cheverton, his wife, for \$5,000, the public utility water properties described in the deed on file in this application.

2. G. R. Cheverton and Wavah L. Cheverton, his wife, may, after the effective date hereof and on or before September 30, 1945, issue in part payment for said properties their note for the principal sum of not exceeding \$4,000, with interest from date on the amounts of principal sum remaining from time to time unpaid, at the rate of six per cent per annum, said principal and interest to be payable in monthly installments of \$60, and execute a deed of trust to secure the payment of said note. Said note and said deed of trust shall be in, or substantially in, the same form as the note and deed of trust on file in this application.

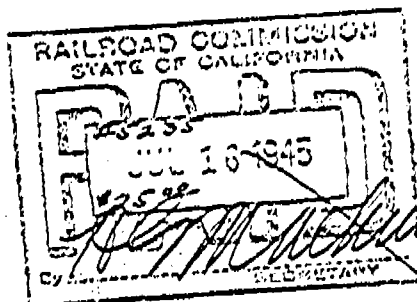
3. That on or before the date of the transfer of said properties, William Fraser shall refund all refundable deposits, if any, which he has required consumers to make under his rates, rules and regulations, and shall file with the Commission a written statement showing the refunds made, or showing that he held no deposits.

4. Prior to the acquisition of said properties, G. R. Cheverton and Wavah L. Cheverton, his wife, shall file with the Railroad Commission a notice that they will adopt concurrently with the acquisition of said properties, the rates, rules and regulations which William Fraser now has on file with the Railroad Commission.

5. The authority herein granted will become effective when G. R. Cheverton and Wavah L. Cheverton, his wife, or either of them, have paid the minimum fee prescribed by Section 57 of the Public Utilities Act, which minimum fee is Twenty-five (\$25) Dollars.

6. Within thirty (30) days after the sale of said properties, G. R. Cheverton and Wavah L. Cheverton, his wife, shall file with the Railroad Commission a copy of the deed, note, and deed of trust executed under the authority herein granted, and advise the Commission of the date when said properties were transferred.

Dated at Los Angeles, California, this 10th day of July, 1945.



David Anderson
Richard Backus
Franklin Olson
W. H. Lawrence
Commissioners