

ORIGINAL

Decision No. 41632

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
Elsa R. Wiel for authority to sell
the SAN MARTIN WATER WORKS to
Eli H. Wiel.

Application No. 28316

O R D E R

Elsa R. Wiel, operating under the fictitious firm name and style of San Martin Water Works and engaged in the business of supplying domestic water service in a portion of the unincorporated town of San Martin, Santa Clara County, asks the Commission for authority to sell and transfer the distribution system for a cash consideration of \$4,800 to Eli H. Wiel, her husband, who joins in the application.

Elsa R. Wiel acquired the San Martin Water Works properties by authority of this Commission in Decision No. 38849, issued April 9, 1946. The distribution system consists of approximately 16,600 feet of two-inch pipe, supplying at present 70 consumers.

The spring furnishing the sole source of water for this system became wholly inadequate to meet consumer demands and in Decision No. 40177, issued April 15, 1947, Elsa R. Wiel was directed to obtain a new and additional source of water supply. In compliance with above order, a parcel of land in San Martin has been acquired by Mr. Wiel, a 12-inch cased well has been drilled thereon and now is equipped with an automatically-controlled pump and pressure tank unit and in operation. The yield of the new well not only is ample for present needs but also will take care of additional water requirements for some time in the future. The former inadequate spring supply is no longer necessary nor required as used and useful property.

An investigation having been made and the new well and equipment found to be in satisfactory operation, and it appearing that this is not a matter in which a public hearing is necessary and that the request of applicants should be granted as herein provided, now, therefore,

IT IS HEREBY ORDERED as follows:

1. That Elsa R. Wiel, on or before July 31, 1948, may transfer to Eli H. Wiel the water properties of the San Martin Water Works as such properties are more particularly described in the application herein which is hereby made a part of this Order by reference, whereupon said Elsa H. Wiel shall stand relieved of all public utility obligations and liabilities in connection therewith.
2. That Elsa R. Wiel shall file with this Commission, within thirty (30) days from and after the date of this Order, a certified copy of the deed or instrument of conveyance of the properties herein authorized to be transferred.

The authority herein granted shall not be construed to be a finding of value of the properties herein authorized to be transferred.

The authority herein granted shall become effective
upon the date hereof.

Dated at San Francisco, California, this 25th
day of May, 1948.

R. J. Anderson
Justin J. Calver
Robert J. Lawrence
Harold P. Huls
Kenneth Pottier
Commissioners.