

ORIGINAL

Decision No. 44620

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
Eli H. Wiel for authority to	:	
sell the San Martin Water Works)	Application
to Sada Coe Robinson.	:	No. 31629
-----)	

OPINION AND ORDER

This application shows that Eli H. Wiel is engaged in operating the San Martin Water Works, a small public utility serving approximately 80 customers in and about San Martin, Santa Clara County. At this time he requests an order of the Commission authorizing him to sell the water properties to Sada Coe Robinson for the sum of \$20,000, payable in cash.

Sada Coe Robinson is the owner of substantial acreage east of Madrone, in Santa Clara County, and is purchasing, for \$230,000, approximately 3,268 acres of land near San Martin owned by Elsa R. Wiel, the wife of Eli H. Wiel. It clearly appears that the purchaser is able to maintain the service and facilities of the water system.

The Commission has given consideration to this matter and is of the opinion that a public hearing thereon is not necessary, that the sale of the properties is not adverse to the public interest, and that the application should be granted, as herein provided; therefore,

IT IS HEREBY ORDERED as follows:

1. Eli H. Wiel, after the effective date hereof and on or before October 31, 1950, may transfer to Sada Coe Robinson the water properties comprising the San Martin Water Works, under the terms set forth in this proceeding, whereupon said Eli H. Wiel shall stand

relieved of all public utility obligations and liabilities in connection therewith.

2. On or before the date of actual transfer, Eli H. Wiel shall refund all deposits which customers may be entitled to have refunded. Any unrefunded deposits shall be transferred to and become the obligation for refund of Sada Coe Robinson.

3. The rates, rules and regulations of Eli H. Wiel now on file with this Commission shall be refiled within thirty (30) days from the date of transfer under the name of Sada Coe Robinson, in accordance with the procedure prescribed by General Order No. 96, or, in lieu of such refiling, Sada Coe Robinson may file a notice of adoption of said presently filed rates, rules and regulations. No increases in the presently lawfully filed rates shall be made unless authorized by the Commission.

4. The action taken herein shall not be construed to be a finding of the value of the properties herein authorized to be sold.

5. Within thirty (30) days after acquisition of said water properties, Sada Coe Robinson shall file with the Commission a copy of the deed or other instrument of conveyance of said properties.

6. The authority herein granted is effective upon the date hereof.

Dated at San Francisco, California, this 8th day of August, 1950.

Justus J. Galvan
Harold P. Hule
Herbert P. Hule
Herbert P. Hule
Commissioners