

Decision No. 45050**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
EDWARD AXTELL and IDA AXTELL for the
permission to transfer certain operative
rights of the GRENADA WATER COMPANY to
J. C. BIRD and MAUDE B. BIRD.

Application No. 31875

O P I N I O N

This is an application for an order authorizing Edward Axtell and Ida Axtell, doing business as Grenada Water Company, to sell the public utility water system, located in the unincorporated town of Grenada, Siskiyou County, California, to J. C. Bird and Maude B. Bird.

The property to be transferred consists of certain parcels of land, a pumping plant, reservoir site, pipe-line right of way, and all pipes and other facilities used in connection with the domestic water supply in and adjacent to Grenada. The consideration for said system is \$4,000, which sum, according to the application, has been paid. Applicants Axtell state that they desire to be relieved of public utility obligations; applicants Bird, that they desire to operate the system as a public utility.

Applicants have other interests and wish to dispose of their water utility business to the proposed purchasers who are residents of the community and in a better position to devote the necessary time to operating and maintaining the water system. On the basis of the information submitted, it appears to the Commission that the sale will not be adverse to the public interest and that applicant's request should be granted. The action taken herein shall not, however, be construed to be a finding of the value of the property herein authorized to be transferred.

O R D E R

The Commission having considered the above-entitled application and being of the opinion that a public hearing thereon is not necessary, and that the requests of applicants should be granted.

IT IS HEREBY ORDERED that Edward Axtell and Ida Axtell may, on or after the effective date hereof, and on or before January 31, 1951, sell and transfer to J. C. Bird and Maude B. Bird, the public utility property more particularly described in the quit claim deed attached to the application.

IT IS HEREBY FURTHER ORDERED that J. C. Bird and Maude B. Bird shall:

1. Notify this Commission in writing, within thirty (30) days thereafter, of the date of completion of such property transfer.
2. Refile with this Commission under the name of J. C. Bird and Maude B. Bird within thirty (30) days after the date of transfer, the rates, rules and regulations of Edward Axtell and Ida Axtell presently on file, in accordance with procedure prescribed by General Order No. 96; or in lieu of such refile shall file a notice of adoption of said presently filed rates, rules and regulations. No increases in the presently lawfully filed rates, rules or regulations shall be made unless otherwise properly authorized by this Commission.
3. File with this Commission, within thirty (30) days after the date of transfer, a certified copy of the deed by which real property is transferred.
4. File with this Commission, within sixty (60) days after the date of transfer, four copies of a comprehensive map, drawn to an indicated scale of approximately 400 feet to the inch, said map delineating by appropriate markings the parcels of land and the location and composition of other items of utility plant transferred.

IT IS HEREBY FURTHER ORDERED that on or before the actual date of transfer, Edward Axtell and Ida Axtell shall refund all deposits, if any, which customers are entitled to have refunded; any unrefunded deposits shall be transferred to and become the obligation for refund of J. C. Bird and Maude B. Bird; and said

J. C. Bird and Maude B. Bird shall file with this Commission within thirty (30) days after the date of transfer, a written statement showing the disposition of any such deposits or showing that no deposits existed.

The effective date of this order shall be twenty (20) days after the date hereof.

Dated at San Francisco, California, this 21st day of November, 1950.

P. F. Minter
Justice J. Green
Wesley Powell
Harold Hill
Francis P. Potter
Commissioners.