

Decision No. 46045

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of Petition)
of Walter P. Wesson, Jr., and Mary J.)
Wesson, husband and wife, and the) Application No. 32586
City of Modesto, a Municipal Corporation,)
for Authority to Transfer Pipe Lines.)

OPINION AND ORDER

Walter P. Wesson, Jr., and Mary J. Wesson, his wife, doing business as College Manor Water Company and engaged in serving water for domestic use in a subdivision known as College Manor tract and located in the vicinity of Modesto, Stanislaus County, ask for authority to sell and transfer certain water distribution pipe lines to the City of Modesto, a municipal corporation, which joins in the request.

The property to be transferred consists of approximately 1,268 feet of 4-inch steel dipped and wrapped pipe extending through Blocks 832 and 833 of College Manor Tract No. 1, together with the right to furnish water to all the consumers heretofore serviced by the said pipeline as well as all right, title, and interest in rights of way and easements for said pipe line. The consideration to be paid for the property is \$2,650 in cash.

Applicants state that they are unable to furnish adequate water service to the consumers due to the imperfections in the well used to provide the water. The City of Modesto is ready, willing and able to furnish water service to the tract and purchase the pipe line. The system is reported to be serving 22 consumers as of December 31, 1950.

The above-entitled application to sell public utility property having been filed with this Commission, and it appearing that it will not be adverse to the public interest, and that a public hearing is not necessary herein and that the application should be granted, subject to the provisions of this opinion and order, therefore,

IT IS HEREBY ORDERED as follows:

1. That Walter P. Wesson, Jr., and Mary J. Wesson, his wife, doing business as College Manor Water Company, may on or after the effective date hereof, and on or before November 30, 1951, sell and transfer the public utility property described in the application to the City of Modesto, a Municipal Corporation, pursuant to the agreement of and purchase dated June 30, 1951, a copy of which is attached to the application as Exhibit C and by reference made a part hereof.
2. That on or before the date of actual transfer, Walter P. Wesson, Jr., and Mary J. Wesson, shall refund all consumers deposits, if any, to consumers entitled thereto, and within thirty (30) days thereafter shall notify this Commission in writing of the completion of such refunding.
3. If the authority granted is exercised, Walter P. Wesson, Jr., and Mary J. Wesson, shall within thirty (30) days thereafter, notify this Commission in writing of the date of completion of the property transfer herein authorized, and of their compliance with the conditions hereof.

The action taken herein shall not be construed to be a finding of value of the property authorized to be transferred.

The authority herein granted will become effective
as of the date hereof.

Dated at San Francisco, California, this 7th day
of August, 1951.

Justin J. Casner
Harold Hula
Herbert F. Potter
John E. McNeill

Commissioners.