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Decision No. <u>46154</u>

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Fay Pattee Smith, Cecil-Ruth Schadlich, Virginia Mayne, Doris K. Fulkerson and Valley Springs Public Utility District for Permission to Sell a Portion of Valley Springs Water Works to Valley Springs Public Utility District.

Application No. 32594 (Amended)

OPINION AND ORDER

By this application, filed July 19, 1951, and as amended on August 18, 1951, Fay Pattee Smith, Cecil-Ruth Schadlich, Virginia Mayne, and Doris K. Fulkerson (Valley Springs Water Works) seek authority to sell certain portions of their public utility water system and withdraw from public service, and the Valley Springs Public Utility District seeks authority to purchase said system and business. Said system is located in Valley Springs, Calaveras County.

The water system consists of wells, pumps, a reservoir and appurtenances on the private property of the sellers and a distribution system within the town of Valley Springs. The portions to be sold are only those portions of the distribution system within the town, all other facilities being retained by the sellers. By such sale, all of sellers' utility customers will be transforred to and become customers of the Valley Springs Public Utility District. Sellers, being without customers, then desire to be relieved of their public utility obligations.

The Valley Springs Water Works was acquired by the individual applicants herein by virtue of a Decree of Distribution

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in the Estate of Frank B. Pattee, deceased, former owner and operator of the water system. The system is very old, and it is alleged to be inadequate and in need of reconstruction and extension. Within the town the Valley Springs Public Utility District has already installed an adequate system and is now prepared to give complete water service to all water users. The electorate of the District has heretofore authorized an issuance of bonds for the purpose, among others, of acquiring sellers' system. A price of \$1,002.50 in cash has been agreed upon for that portion within the town.

An appropriate order will be entered authorizing the transfer of property. The action taken herein, however, shall not be construed to be a finding of the value of the property herein authorized to be transferred. The approval of transfer of the property is based on the allegation that all present customers of Valley Springs Water Works will be served by the Valley Springs Public Utility District with domestic water.

It appearing that the granting of the authority requested will not be contrary to the public interest and that a public hearing is not necessary herein; therefore,

IT IS HEREBY ORDERED that Fay Pattee Smith, Cecil-Ruth Schadlich, Virginia Mayne, and Doris K. Fulkerson may, on or after the effective date hereof and before November 1, 1951, sell those certain portions of the Valley Springs Water Works within the town of Valley Springs in accordance with the terms set forth in the application herein to the Valley Springs Public Utility District; and that on consummation of the property transfer herein authorized they are relieved of their public utility obligation to furnish water service in Valley Springs.

IT IS HEREBY FURTHER ORDERED that on or before the date of actual transfer, applicant sellers shall refund all deposits

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which customers are entitled to have refunded and within thirty (30) days after said date of actual transfer shall notify this Commission in writing of the date of completion of the property transfer horein authorized.

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

Dated at San Francisco, California, this <u>Hote,</u> day of <u>Suptembly</u> 1951.

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