

ORIGINAL

Decision No. 46191

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
ANGELE MOUREN for permission to sell)
the water works and domestic water)
system supplying the City of Huron,) Application No. 32622
County of Fresno, State of California,)
now being operated under the name,)
MOUREN WATER SERVICE.)

O P I N I O N

This is an application for an order authorizing Angele Mouren to sell the public utility water system known as the Mouren Water Service, located in the incorporated City of Huron, and in certain unincorporated territory adjacent thereto, in Fresno County, to Joseph Mouren, her son, and William J. Mouren and Howard E. Mouren, her grandsons.

The properties to be transferred consist of certain parcels of land; a well and pump; a 30,000-gallon water storage tank and tower, together with 18,144 feet of pipe lines, varying in size from 1 to 3 inches in diameter; meters, valves and fire hydrants. The system serves 71 consumers. The investment in water properties is reported at \$30,789 and the reserve for depreciation at \$7,919.44, leaving net investment in plant of \$22,971, as of December 31, 1950. The consideration for the transfer of the system is \$18,000, which will be paid in the following manner: \$3,000 in cash as a down payment, with the balance of \$15,000 to be represented by a promissory note payable in three annual payments of \$5,000 each, plus interest at the rate of 2% per annum on deferred balances.

Angele Mouren reports that because of her advanced age, she is unable to give her personal attention to the operation of said water service, but that the said Joseph Mouren, William J. Mouran, and Howard E. Mouren have for more than a year been operating and conducting the business of said water service.

On the basis of the information submitted, it appears to the Commission that the proposed sale will not be adverse to the public interest. An order, therefore, will be entered authorizing the sale as proposed. The action taken herein shall not be construed to be a finding of the value of properties 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 is not necessary, and that the requests of the applicants should be granted,

IT IS HEREBY ORDERED that Angele Mouren may, on or after the effective date hereof, and on or before December 31, 1951, sell and transfer the public utility property described in the application and in the grant deed attached thereto, to Joseph Mouren, her son, and William J. Mouran and Howard E. Mouren, her grandsons, subject to the following conditions:

1. If the authority herein granted is exercised, the applicant shall, within thirty (30) days thereafter, notify this Commission in writing of the date of completion of such property transfer.
2. The rates, rules and regulations of Angele Mouren now on file with this Commission, shall be refiled within thirty (30) days from the date of transfer under the names of Joseph Mouren, William J. Mouran, and Howard E. Mouran, in accordance with the procedure prescribed by General Order No. 96, or in lieu of such refileing,

said applicants may file with this Commission a notice of adoption of such filed rates, rules and regulations. No increases in the presently filed rates shall be made unless properly authorized by this Commission.

3. On or before the date of actual transfer, Angelo Mouren shall refund all deposits, if any, which consumers are entitled to have refunded; any unrefunded deposits shall be transferred to and become the obligation for refund of Joseph Mouren, William J. Mouren, and Howard E. Mouren, or in the event there are no such deposits, they shall file, within thirty (30) days after the date of transfer, a written statement showing that no deposits existed.
4. Within thirty (30) days from the date of transfer, a certified copy of the deed by which the real property is transferred, in substantially the same form as that attached to the application, shall be filed with the Commission.

IT IS HEREBY FURTHER ORDERED that Joseph Mouren, William J. Mouren, and Howard E. Mouren, in part payment for said property, after the effective date hereof, and on or before December 31, 1951, may issue a note in the principal amount not exceeding \$15,000, payable as indicated herein, it being the opinion of the Commission that the money, property, or labor to be procured or paid for by such issue is reasonably required for the purpose specified herein and that such purpose it not, in whole or in part, reasonably chargeable to operating expenses or to income.

Within thirty (30) days after the issue of the note herein authorized, applicants shall file a copy thereof with the Commission.

The authority granted will become effective when applicant buyers have paid the minimum fee prescribed by Section 57 of the Public Utilities Act, which fee is \$25.

Dated at Los Angeles, California, this 18th day of September, 1951.

[Signature]
President.
[Signature]
[Signature]
[Signature]
Commissioners.

