

Decision No. 46274

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of MISSION WATER COMPANY,)
a corporation, and)
FORTSITE MUTUAL WATER COMPANY, a) Application No. 32651
corporation, for Permission to)
Transfer Assets of)
FORTSITE MUTUAL WATER COMPANY to)
MISSION WATER COMPANY.)

OPINION AND ORDER

Fortsite Mutual Water Company, a corporation, now engaged as a public utility in the business of serving water for domestic, commercial, and industrial use in the unincorporated territory in West Riverside, Riverside County, California, asks the Commission for permission to sell and transfer all of its assets to Mission Water Company, a corporation, which joins in the request. The consideration to be paid for the property is \$11,833.75 in cash.

The property to be transferred consists of all that real and personal property, more particularly described as follows:

All franchises, lands, buildings, structures, rights-of-way easements, servitudes, wells, water, water rights, water works, subterranean water rights, flumes, conduits, pipe lines, laterals, motors, engines, pumps, pumping plants, water development, transmission and distribution systems, equipment, machinery, and all replacements, renewals, betterments, improvements and extensions thereto, and contracts now owned by Fortsite Mutual Water Company, a corporation.

Applicants report that the holders of a majority of the shares of stock of Fortsite Mutual Water Company, are the shareholders of Mission Water Company and have consented to the sale;

that each of the companies is under the same management, having a common superintendent and service department; that the business is conducted from a common office and that the proposed transfer will result in decreasing the cost of operation.

Applicants further report that the service to the customers will not be affected by the transfer because it will be continued under the supervision and management of the same employees; and that the areas served by the applicants adjoin and both are located in the district known as West Riverside, Riverside County.

Fortsite Mutual Company reports fixed capital, as of December 31, 1950, in the sum of \$16,174, and reserve for accrued depreciation as \$3,672, resulting in a depreciated fixed capital of \$12,502. The operating revenues and operating expenses for the year totaled \$3,376 and \$5,596, respectively, showing a loss of \$2,220 in operation for the period. There were 195 consumers being served at the end of the year.

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

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

IT IS HEREBY ORDERED that Fortsite Mutual Water Company, a corporation, on or after the effective date hereof, and on or before December 31, 1951, may sell and transfer the herein described public utility property to Mission Water Company, a corporation, pursuant

with the agreement
page
to the agreement of sale and purchase embodied in said application,
subject to the following conditions:

1. The rates, rules and regulations of Fortsite Mutual Water Company now on file with this Commission, shall be refiled within thirty (30) days from the date of transfer under the name of Mission Water Company in accordance with procedure prescribed by General Order No. 96, or in lieu of such refileing, applicant may file a notice of adoption of said presently filed rates. No increases in the presently filed rates, rules and regulations, shall be made unless otherwise properly authorized by this Commission.
2. On or before the date of actual transfer, Fortsite Mutual Water Company shall refund all deposits which customers are entitled to have refunded; and any unrefunded deposits shall be transferred to and become the obligation for refund of Mission Water Company.
3. If the authority herein granted is exercised, applicants, within thirty (30) days thereafter, shall notify this Commission in writing, of the date of such completion of the property transfer herein authorized and of its compliance with the conditions hereof.

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

Dated at San Francisco, California, this 8th day of October, 1951.

[Signature]
President.

Justin F. Casper

Harold Hula

[Signature]

[Signature]
Commissioners.