

ORIGINAL

Decision No. 47496

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of MARTIN S. FOSS, MARY E. FOSS,)
H. STEINSEIK, BLANCHE Y. STEINSEIK,) Application No. 33413
for an Order Authorizing the Sale)
of the Properties and Water Rights)
of the FOSS WATER SERVICE)
Applicants)

OPINION AND ORDER

Martin S. Foss and Mary E. Foss, doing business as the Foss Water Service and engaged in supplying water for domestic and commercial use in and in the vicinity of the unincorporated town of River Pines, Amador County, request permission of the Commission to sell the water system to H. Steinseik and Blanche Y. Steinseik, who join in the application.

Applicants Martin S. Foss and Mary E. Foss allege that they desire to sell the said water system to H. Steinseik and Blanche Y. Steinseik, who are presently operating the system, in order that the latter, as purchasers, may become sole owners thereof and thus be in a position to provide an improved service to the consumers.

The properties to be transferred consist of certain lots, pipe lines, tank, valves, meters and water rights, all of which are more fully described in the agreement of sale, a copy of which is attached to this application. The undepreciated fixed capital, as of December 31, 1951, is reported to be \$9,194. The consideration to be paid for the system is \$600 in cash. The system presently serves about 41 consumers.

The Commission having considered the applicants' request and being of the opinion that this is not a matter on which a public hearing is necessary, that the proposed transfer will not be adverse to the public interest, and that this application should be granted,

IT IS HEREBY ORDERED that Martin S. Foss and Mary E. Foss may on or after the effective date hereof, and on or before December 31, 1952, sell and transfer to H. Steinseik and Blanche Y. Steinseik, the public utility water property located in and in the vicinity of River Pines, Amador County, and more particularly described in the agreement of sale, attached to this application.

IT IS HEREBY FURTHER ORDERED as follows:

1. That the rates, rules and regulations of the Foss Water Service, now legally filed under the name of Mary E. Foss with this Commission, shall be refiled within thirty (30) days from the date of transfer under the names of H. Steinseik and Blanche Y. Steinseik in accordance with the procedure prescribed by General Order No. 96, or in lieu of such refiling, applicant may file with this Commission a notice of adoption of said presently filed rates and rules. No increases in the presently filed rates shall be made unless otherwise properly authorized by this Commission.
2. That on or before the date of actual transfer, Martin S. Foss and Mary E. Foss shall refund all deposits, if any, which consumers are entitled to have refunded, and that any unrefunded deposits shall be transferred and become the obligation for refund of H. Steinseik and Blanche Y. Steinseik.

- 3. That if the authority herein granted is exercised, applicants Martin S. Foss and Mary E. Foss shall within thirty (30) days thereafter, notify this Commission, in writing, of the date of such 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 the value of the property herein authorized to be transferred.

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

Dated at San Francisco, California, this 22nd day of

July, 1952.

[Signature]
President.

[Signature]

[Signature]

[Signature]

Commissioners.