

ORIGINALDecision No. 48871

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 the Estate of D. Senestraro, acting)
 through Clyde A. Senestraro, and)
 Herbert Sapper for permission to)
 transfer ownership of the Morgan)
 Water System of Fortuna from the)
 Estate of D. Senestraro, acting)
 through Clyde A. Senestraro, to)
 Herbert Sapper, and the application)
 of Herbert Sapper for authority to)
 discontinue public water service.)

Application No. 34060
 (Amended)

O P I N I O N

On:

Applicant, Estate of D. Senestraro, acting through Clyde A. Senestraro, representing the heirs, proposes to transfer to applicant Herbert Sapper the utility properties of the Morgan Water System of Fortuna.

Applicant alleges that the utility property consisting of three springs, rights of way, three redwood tanks of 3,000-, 4,000-, and 8,000-gallon capacity, respectively, about 800 feet of 1½-inch pipe, about 3,360 feet of 1-inch pipe, and about 1,000 feet of ¾-inch pipe has been valued for purposes of the transfer at \$100.

At the present time the water system supplies water only to two consumers. Other former consumers of the system have discontinued service and have connected to the system owned and operated by the City of Fortuna, which is adjacent to the Morgan Water System.

On July 9, 1953, applicant filed an amendment in which Rex Allen and Melvin Waite, the two remaining water consumers, joined. Said amendment alleges that applicant, Herbert Sapper, proposes to transfer to applicants Allen and Waite, without

consideration, the right to utilize whatever water may be necessary from the spring now furnishing water to said applicants Allen and Waite, together with the necessary pipes, valves, and fittings now being used in the delivery of water to said applicants Allen and Waite. Subsequent to this transfer no water will be sold by the Morgan Water System of Fortuna.

Applicants request authorization for such transfer and authorization to discontinue service as a public utility water system after such transfers have been effected.

O R D E R

The Commission having considered the above-entitled matter and being of the opinion that a public hearing is not necessary and that the application should be granted as herein provided; therefore,

IT IS HEREBY ORDERED that:

1. The Estate of D. Senestraro, acting through Clyde A. Senestraro, representing the heirs, may transfer to Herbert Sapper the public utility water properties described above and in the application herein and the copy of the deed attached thereto as Exhibit "A".
2. Herbert Sapper may transfer to Rex Allen and Melvin Waite such rights as he may possess to water from the spring now utilized as a source of supply to Rex Allen and Melvin Waite, together with pipes, valves and fittings from the source of supply to the real properties owned by Rex Allen and Melvin Waite.
3. Applicants are hereby authorized to discontinue service as a public utility and the system known as Morgan Water System of Fortuna may be discontinued as a public utility upon the filing with this

Commission of copies of the documents by which
the transfers authorized herein are effected.

This order shall be effective twenty days from the date
hereof.

Dated at San Francisco, California, this 28th day
of July, 1953.

R. J. [Signature] President
James D. [Signature]
Harold H. [Signature]
Conetta [Signature]
Commissioners