

ORIGINALDecision No. 49258

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 CATHERINE P. SPELMAN and MAGDALENA D.)
 KENNEDY to sell and convey to) Application No. 34279
 ROY De GRAFFENREID the KNIGHTS FERRY)
 WATER COMPANY and all of its property.)

OPINION AND ORDER

Catherine P. Spelman and Magdalena D. Kennedy, doing business as Knights Ferry Water Company, by application filed April 22, 1953, ask permission to transfer the property and appurtenances of the company for the sum of \$1,335 cash to Roy De Graffenreid, who joins in the application.

The system consists of a reservoir of approximately 350,000-gallon capacity and about 2,000 feet of 2½-inch pipe. Water is obtained from the Oakdale Irrigation District at wholesale rates, the current charge being \$80 per year. There are between 25 and 30 consumers, all of whom are charged a flat rate. The system has been operated for many years, and there has been a schedule of rates on file with the Commission since 1918 which are somewhat complex and which should be adjusted by the new owner. The buyer, Roy De Graffenreid, for the past three years has had charge of maintenance of the system. He owns a store and service station in Knights Ferry and appears to have the necessary financial resources with which to assume the operation of the water system.

Upon full consideration of the application it is concluded that the proposed transfer of this water system will not be adverse to the public interest and the application will, accordingly, be granted. A public hearing is not necessary.

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

Therefore, good cause appearing,

IT IS HEREBY ORDERED that Catherine P. Spelman and Magdalena D. Kennedy may, on or after the effective date hereof and on or before December 31, 1953, sell and transfer to Roy De Graffenreid, for the sum of \$1,335 cash, the properties and appurtenances comprising the water system known as Knights Ferry Water Company located at Knights Ferry, Stanislaus County, California.

IT IS HEREBY FURTHER ORDERED that:

1. The rates and rules of Knights Ferry Water Company now legally on file with this Commission shall be refiled within thirty days from the date of transfer under the name of Roy De Graffenreid in accordance with the procedure prescribed by General Order No. 96, or in lieu of such refiling said Roy De Graffenreid may file a notice of adoption of said presently filed rates. No increases in the present lawfully filed rates and rules shall be made unless otherwise properly authorized by this Commission.
2. On or before the actual date of transfer, Catherine P. Spelman and Magdalena D. Kennedy 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 the transferee, Roy De Graffenreid.
3. Catherine P. Spelman and Magdalena D. Kennedy, within thirty days after the transfer of the properties herein authorized, shall notify the Commission in writing of the date of the completion thereof and of their compliance with the conditions hereof, and they may thereafter discontinue public utility water service in the territory now served by said Knights Ferry Water Company.

- 4. Catherine P. Spelman and Magdalena D. Kennedy shall transfer and deliver to Roy De Graffenreid, and the latter shall receive and preserve all records, memoranda and papers pertaining to the operations of the Knights Ferry Water Company, as more specifically described in the Commission's General Order No. 28.

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

Dated at Los Angeles, California, this 27th day of October, 1953.

R. Z. [Signature]
 President
Justus J. [Signature]
[Signature]
Peter E. [Signature]
Verne [Signature]
 Commissioners