

ORIGINALDecision No. 51159

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the Joint Application)
of CITIZENS UTILITIES COMPANY OF CALI-)
FORNIA, a corporation, and HERBERT)
GENELLY and EDNA GENELLY, doing busi-)
ness as VACATION BEACH WATER COMPANY)
for an order authorizing HERBERT)
GENELLY and EDNA GENELLY to sell)
their water system to CITIZENS)
UTILITIES COMPANY OF CALIFORNIA.)

Application No. 36618

OPINION AND ORDER

Citizens Utilities Company of California, a corporation,¹ by the above-entitled application filed January 6, 1955, joins with Herbert Genelly and Edna Genelly, doing business as Vacation Beach Water Company,² in asking the Commission to authorize Citizens to purchase the water properties of Vacation Beach.

The consideration for the transfer is \$6,250 as set forth in a letter agreement attached to the application as Exhibit A, which amount Citizens is to pay in cash on the specified closing date.

The book value of the properties of the Vacation Beach system is \$8,535.68 as shown in a balance sheet dated December 31, 1953, attached to the application as Exhibit C.

A certificate of public convenience and necessity to operate a public utility water system was granted to Herbert Genelly by the Commission in its Decision No. 41807, dated July 7, 1948, in Application No. 29102. The Vacation Beach system furnishes water service to approximately 125 customers in the East Guerneville district of the town of Guerneville, Sonoma County.

1 Sometimes herein referred to as Citizens.

2 Sometimes herein referred to as Vacation Beach.

The reasons given for the proposed transfer are that Herbert Genelly and Edna Genelly desire to retire from active ownership and management of the water system and that the revenues therefrom are not sufficient to permit them to employ additional personnel to manage the system.

The area served by Vacation Beach is stated to be adjacent to Citizens' Guerneville water system and, if the transfer is authorized, Citizens proposes to interconnect the two systems by a main 4 inches in diameter, or larger.

With reference to the rates for service to be furnished in the area sought to be transferred herein, the application states the following: "Citizens, for the time being, proposes to continue in effect the rates, charges, rules and regulations of Vacation Beach." The minimum charge per year for a 5/8 x 3/4-inch meter is \$18 and includes up to 400 cubic feet of water per month. The corresponding charge in the Citizens' Guerneville water system is \$20 and includes up to 500 cubic feet of water per month. For use in excess of 500 cubic feet per month the quantity rates in the two areas are identical.

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

The Commission having considered the above-entitled application and being of the opinion that a public hearing is not necessary, finds that the proposed transfer will not be adverse to the public interest and that the application should be granted.

IT IS HEREBY ORDERED as follows:

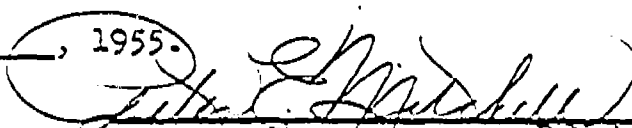
1. That Herbert Genelly and Edna Genelly may, on or after the effective date hereof and on or before August 31, 1955, sell and transfer the herein described public utility water properties to Citizens Utilities Company of California, a corporation, substantially in accordance with the proposed letter agreement of said parties attached to the application as Exhibit A.

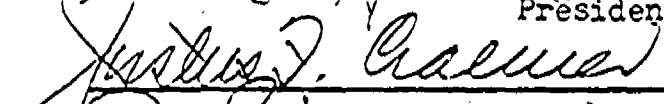
2. That the rates and rules of Herbert Genelly, doing business as Vacation Beach Water Company, now on file with this Commission, shall be refiled within thirty days from the date of actual transfer under the name of Citizens Utilities Company of California in accordance with procedure prescribed by General Order No. 96, or in lieu of such refiling, Citizens Utilities Company of California may file a notice of adoption of said presently filed rates and rules. No increases in the presently filed rates and rules shall be made unless otherwise properly authorized by this Commission.
3. That on or before the date of actual transfer, Herbert Genelly and Edna Genelly shall refund all customers' deposits and advances in aid of construction which customers are entitled to have refunded. Any unrefunded deposits and advances shall be transferred to and become the obligation for refund of Citizens Utilities Company of California.
4. That on or before the date of actual transfer, Herbert Genelly and Edna Genelly shall transfer and deliver to Citizens Utilities Company of California, and the latter shall receive and preserve all records, memoranda and papers pertaining to the construction and operation of the properties of the Vacation Beach Water Company.
5. If the authority herein granted is exercised, Herbert Genelly and Edna Genelly, shall, within thirty days thereafter, notify this Commission in writing of the date of such completion of the property transfer herein authorized.
6. That upon due compliance with all the conditions of this order, said Herbert Genelly and Edna Genelly shall stand relieved of all further public utility obligations and liabilities in connection with the operation of the public utility water system herein authorized to be transferred.

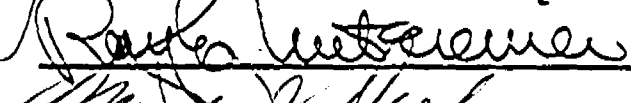
The effective date of this order shall be twenty days after the date hereof.

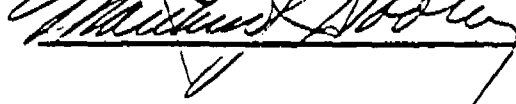
San Francisco

Dated at _____, California, this 1st day of MARCH, 1955.



 President






 Commissioners