

ORIGINALDecision No. 51932

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of JOE R. SPANGLER and)
 THELMA T. SPANGLER, as Joint Tenants,)
 for application to sell public utility) Application No. 37164
 known as SPANGLER WATER SYSTEM, created)
 under Decision No. 47020.)

OPINION AND ORDER

Joe R. Spangler and Thelma T. Spangler, as joint tenants,^{1/}
 by their application filed July 27, 1955, request authority of this
 Commission to sell and transfer the public utility water system known as
 Spangler Water System, to Fresno County Waterworks District No. 20,^{2/}
 which joins in the application.

The properties proposed to be transferred, as listed in
 Exhibit "A" attached to the application, consist of a well, pumping
 plant, the lot upon which the well and pumping plant are located, and
 distribution mains.

The terms set forth in the application provide that the
 properties are to be transferred for a consideration of \$15,845
 which amount is to be paid in cash within sixty days from the date
 the proposed sale is approved by the Commission. The transfer price
 of \$15,845 is shown in the utility's annual report to the Commission
 for the year 1954 to have been the original cost of the properties
 as of December 31, 1954.

A certificate of public convenience and necessity to oper-
 ate a public utility water system was granted to the Spanglers by
 the Commission in its Decision No. 47020, dated April 22, 1952, in
 Application No. 33063 as amended.

1/ Sometimes herein called Spanglers.

2/ Sometimes herein called District.

The application states that the transfer of Spangler Water System would be advantageous to its present consumers for the reasons that the District has greater standby water facilities, and due to the economies resulting from operations of the combined systems, the consumers of the present Spanglers' system will benefit by lower rates.

The action taken herein shall not be construed to be 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 the proposed transfer will not be adverse to the public interest, that a public hearing is not necessary, and that the application should be granted; therefore,

IT IS HEREBY ORDERED as follows:

1. That Joe R. Spangler and Thelma T. Spangler, as joint tenants, may, on or after the effective date hereof and on or before December 31, 1955, sell and transfer the herein described public utility properties to Fresno County Waterworks District No. 20 under the terms and conditions set forth in the application.
2. That on or before the date of actual transfer, Joe R. Spangler and Thelma T. Spangler shall refund all deposits which customers are entitled to have refunded, and within thirty days thereafter shall notify this Commission in writing of the completion of such refunding.
3. That Joe R. Spangler and Thelma T. Spangler shall, within thirty days after the date of actual transfer, file with this Commission a verified statement showing all obligations to make refunds of customers' advances for construction, the amounts thereof, and the names of persons or corporations in whose favor such obligations exist.

- 4. That if the authority granted herein is exercised, Joe R. Spangler and Thelma T. Spangler shall, within thirty days thereafter, 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.
- 5. That upon due compliance with all of the conditions of this order, said Joe R. Spangler and Thelma T. Spangler shall stand relieved of all further public utility obligations and liabilities in connection with the operations 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.

Dated at San Francisco, California, this 6th day of September (1955), 1955.

[Signature]
President

[Signature]

[Signature]

Commissioners