

Decision No. 52282**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
 JOHN MOORE ROBINSON and S.I. ROBINSON  
 doing business as LA MIRADA WATER CO.,  
 to transfer their certificate in the  
 Buena Park area to LA MIRADA WATER CO.,  
 a California corporation, and to sell  
 assets,

of

LA MIRADA WATER CO., a California cor-  
 poration, for permission to purchase  
 from JOHN MOORE ROBINSON and S. I.  
 ROBINSON certain of their assets by  
 contract of sale, and to execute same,  
 for a Certificate of Public Convenience  
 and Necessity and for establishment of  
 rates thereunder.

Application No. 37143  
 Amended

OPINION AND ORDER

John Moore Robinson and S. I. Robinson,<sup>1/</sup> individuals,  
 doing business as La Mirada Water Company, and La Mirada Water Co.,  
 a corporation,<sup>2/</sup> by the above-entitled application filed July 14,  
 1955, as amended August 25, 1955, seek authority to transfer the  
 certificate of public convenience and necessity granted by  
 Decision No. 47102, dated May 5, 1952, in Application No. 33075,  
 to the Robinsons' predecessors T. A. and M. G. Mayes, individuals  
 doing business as La Mirada Water Company, together with the  
 Robinsons' water system assets. Said transfer is proposed to be  
 made to La Mirada Water Co., the corporation, which was granted  
 a certificate of public convenience and necessity and which had  
 rates for water service established by Decision No. 49169, dated  
 September 29, 1953, in Application No. 34580.

<sup>1/</sup> Hereinafter referred to as the Robinsons.

<sup>2/</sup> Hereinafter referred to as La Mirada or the Corporation.

A map attached to the application as Exhibit A of Exhibit "ONE" shows that the Robinsons' service area, of relatively small dimensions, is completely surrounded by La Mirada's service area, of much greater dimensions. In their amended application applicant La Mirada proposes to continue to charge the Robinsons' present rates and to apply the Robinsons' present rules and regulations to all of Robinsons' consumers at the date of the order hereinafter. Such consumers and their addresses are listed on page 2 of the amendment to the application. As to all future consumers in the Robinsons' area, La Mirada proposes to charge its present rates and apply its presently authorized and filed rules and regulations.

Under the circumstances it does not appear necessary or desirable for the Corporation to maintain on file separate tariff schedules for the system to be acquired herein. Therefore, the order which follows will authorize and direct the Corporation to apply the rules now on file for its system to the service area to be transferred herein and to refile the rates now on file for the Robinsons' water system.

The total purchase price of the Robinsons' assets is set forth in Exhibit "ONE" attached to the application, which is an undated agreement of sale, as \$8,484.17, together with interest on the unpaid balance of the obligation at the rate of 5 per cent per annum. The Corporation agrees to pay the principal sum and interest in consecutive equal annual installments of \$600; the first annual installment of said purchase price to be due and payable upon the date of the execution of the contract, Exhibit "ONE". A balance sheet of the Robinsons, dated May 31, 1955, attached to the application as Exhibit "TWO", shows total water system assets of \$12,436.54, a related depreciation reserve of \$3,167.73, leaving

total depreciated utility plant of \$9,268.81, other assets of \$121.36, and total assets of \$9,390.17. Said balance sheet also shows customers' deposits of \$50. In its proposed agreement of sale the Corporation agrees to pay, and discharge when due, all customer deposits, refunding agreements and other liabilities existent in connection with the Robinsons' water system.

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

The Commission has considered this application, as amended, is of the opinion that a public hearing is not necessary, that the proposed transfer will not be adverse to the public interest, that any increase in charges which may result from the application of the Corporation's water system rules in the service area hereinafter authorized to be transferred is justified, and that the application should be granted; therefore,

IT IS HEREBY ORDERED as follows:

1. John Moore Robinson and S. I. Robinson, individuals doing business as La Mirada Water Company, may, on or after the effective date hereof and on or before June 30, 1956, sell and transfer their public utility water system properties described in the application to La Mirada Water Co., a corporation, pursuant to the agreement of sale included in the application as Exhibit "ONE".
2. On or before the date of actual transfer the Robinsons shall refund all deposits which customers are entitled to have refunded. Any unrefunded deposits shall be transferred to and become the responsibility for refund of La Mirada Water Co., the corporation.
3. If the authority herein granted is exercised, the Robinsons shall, within thirty 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.
4. Upon due compliance with all the conditions of this order, John Moore Robinson and S. I. Robinson, individuals doing business as La Mirada Water Company, shall stand relieved of all further public utility

obligations and liabilities in connection with the operations of the water system herein authorized to be transferred.

5. If the authority herein granted is exercised, La Mirada Water Co., a corporation, within thirty days thereafter, shall file in quadruplicate with this Commission, as part of its tariff schedules and in accordance with the provisions of General Order No. 96, the schedule of rates set forth in Appendix A attached to this order. Such rates shall become effective upon five days' notice to the Commission and to the public after filing as hereinabove provided.
6. If the authority herein granted is exercised, La Mirada Water Co., a corporation, within thirty days thereafter, shall revise its presently effective tariff schedules to provide for the application of its rates and rules to all future customers to be served in the service area acquired herein, except as to rates for those customers specifically provided for in the schedule of rates set forth in Appendix A to this order, together with a tariff service area map acceptable to the Commission, all in accordance with the provisions of General Order No. 96. Such revised tariff sheets and tariff service area map shall become effective upon five days' notice to the Commission and to the public after filing as hereinabove provided.
7. La Mirada Water Company, a corporation, may, after the effective date hereof, and on or before April 30, 1956, execute an agreement of sale in, or substantially in, the same form as that attached to the application as Exhibit "ONE", providing for payment of \$8,484.17 over a period of years in equal annual installments of \$600, it being the Commission's opinion that the money, property or labor to be procured or paid for by the execution of the agreement of sale herein authorized is reasonably required by applicant for the purpose specified herein, and that such purpose is not, in whole or in part, reasonably chargeable to operating expenses or to income.

- 8. The authority herein granted will become effective when La Mirada Water Co., a corporation, has paid the minimum fee prescribed by Section 1904(b) of the Public Utilities Code, which fee is \$25.

Dated at San Francisco, California, this 29th day of November, 1955.

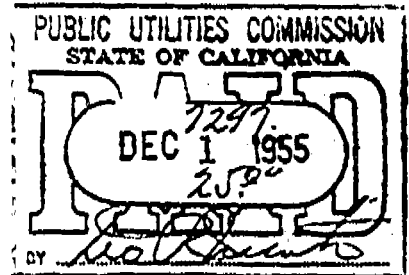
John E. Mitchell  
President

Justin D. Calmes

Robert Lee Turner

William J. Boyle

Commissioners



## APPENDIX A

Schedule No. 1-1

LIMITED METERED SERVICEAPPLICABILITY

Applicable only to the lands of customers Orin E. Hoehman, Charles J. McLucas, Ben F. Hensley, Lloyd Magnuson, D. J. Heineman, William K. Stewart, H. G. Whitmore, William E. Hamlin, Percy O. Jones, Rowe Harvey and Emil Palicz, by whomsoever occupied.

TERRITORY

Only the lands currently occupied by the above-named customers.

RATES

	<u>Per Meter per Month</u>
Quantity Rates:	
First 1,000 cu.ft. or less .....	\$2.50
Over 1,000 cu.ft., per 100 cu.ft. ....	.10
Minimum Charge:	
For 3/4-inch meter .....	\$2.50
For 1-inch meter .....	4.00
For 2-inch meter .....	8.00

The Minimum Charge will entitle the customer to the quantity of water which that minimum charge will purchase at the Quantity Rates.

SPECIAL CONDITION

Service will be limited to lands now occupied by the above-named customers, with only one service connection to each property. Additional property will not be served under this schedule.