

ORIGINALDecision No. 52570

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of AUGUST DENTENTER, dba)
 DENTENTER'S WATER SERVICE, and the)
 LINDA COUNTY WATER DISTRICT for per-)
 mission to sell a portion of the)
 physical assets of DENTENTER'S WATER)
 SERVICE to the LINDA COUNTY WATER)
 DISTRICT, and grant said District)
 the right to operate a portion of)
 said system.)

Application No. 37557

Application of AUGUST DENTENTER, dba)
 LINDA CENTER WATER SYSTEM, and the)
 LINDA COUNTY WATER DISTRICT for per-)
 mission to sell the physical assets)
 of the LINDA CENTER WATER SYSTEM to)
 the LINDA COUNTY WATER DISTRICT.)

Application No. 37558

OPINION AND ORDER

By the above-numbered applications, filed December 6, 1955, August Dententer¹ seeks authority to sell to Linda County Water District,² which joins in each of the applications, the physical assets of the public utility water systems known as Dententer's Water Service and Linda Center Water System, both of which are located near Marysville, Yuba County.

The terms of the proposed transfer of the two water systems are set forth in the document entitled "Agreement for Option for Purchase of Water Systems", a copy of which is attached to each of the two applications herein as Exhibit "A". This agreement provides that District will pay Seller the sum of \$29,000 for all of the physical assets of Linda Center Water System and certain of the assets of Dententer's Water Service excluding those portions of the latter system described in Exhibit "A" of the above referred to agreement.

1 Sometimes herein called Seller.

2 Sometimes herein called District.

By this Commission's Decision No. 39536, issued October 15, 1946, in Application No. 27566, August Dententer was granted a certificate of public convenience and necessity to operate the public utility water system known as Dententer's Water Service. Linda Center Water System was originally operated under a certificate granted by the Commission in its Decision No. 42812, issued April 26, 1949 in Application No. 29972, and was subsequently transferred to Seller under Authority of Decision No. 49934, issued April 20, 1954 in Application No. 34539.

Through the facilities of both of his water systems Seller is stated to be furnishing water service to a total of approximately 178 customers located in an area about 2½ miles southeast of the City of Marysville, Yuba County. Further, according to the application, all of Seller's customers are within the boundaries of the District and, if Seller is authorized to transfer the properties to the District, the latter will continue water service to each of the customers now served by Seller.

The reasons given for entering into the proposed transaction are that the water distribution systems presently operated by Seller are of inadequate size and that the District proposes to reconstruct and make substantial extensions in order to provide both areas with an adequate supply of water.

Balance sheets dated December 31, 1954, for the subject utilities are included as exhibits in the applications filed herein. For Seller's combined systems these balance sheets indicate total fixed capital of \$38,733.14, a depreciation reserve of \$10,837.33 and depreciated fixed capital in the total of \$27,895.81. The corresponding totals shown in Seller's annual reports to the Commission for the year 1954 are in substantial agreement with the above balance sheet figures.

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

The Commission having considered the above-entitled applications and being of the opinion that the proposed transfers will not be adverse to the public interest, that a public hearing is not necessary, and that the applications should be granted; therefore,

IT IS HEREBY ORDERED that:

1. August Dententer may, on or after the effective date hereof and on or before June 30, 1956, sell and transfer his public utility water systems properties to Linda County Water District substantially in accordance with the terms of the Agreement for Option for Purchase of Water Systems, included in each of the applications herein as Exhibit "A".
2. On or before the date of actual transfer, August Dententer 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. August Dententer 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 names of persons or corporations in whose favor such obligations exist.
4. If the authority herein granted is exercised, August Dententer shall, within thirty days thereafter, notify this Commission in writing of the dates of such completion of the property transfers herein authorized and of his compliance with the conditions hereof.
5. Upon due compliance with all conditions of this order August Dententer shall stand relieved of all further public utility obligations and liabilities

in connection with the operation of the public utility water systems 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 7th day of FEBRUARY, 1956.

D. L. Applebell
President

Justin F. Curran

Paul L. Lintner

William J. [unclear]

Commissioners