

Decision No. 55162**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application)
of R. A. Doell, doing business as)
OCEAN OAKS WATER COMPANY, for)
authority to sell his water system)
to CARPINTERIA COUNTY WATER DIS-)
TRICT under the provisions of)
Section 851-853 of the Public)
Utilities Code.)

Application No. 38899
As Amended

OPINION AND ORDER

By this application, filed March 9, 1957, and amended on May 24, 1957, Raymond A. Doell and Mabel L. Doell,^{1/} doing business as Ocean Oaks Water Company, seek authority to sell the physical assets of their public utility water system to Carpinteria County Water District,^{2/} which joins in the application.

The terms and conditions under which the properties are proposed to be transferred are set forth in an instrument entitled "Agreement of Sale", a copy of which is attached to the amendment to the application as Exhibit "A-1". The agreement provides that the water system properties, including production and distribution facilities and easements, are to be transferred for the cash consideration of \$1.00.

Raymond A. Doell and Mabel L. Doell were granted a certificate of public convenience and necessity, by Decision No. 40673, dated September 10, 1947, in Application No. 28367, to operate the subject water system. Water service for domestic and fire protection purposes is furnished by them to 17 customers located in Ocean Oaks subdivision, Santa Barbara County.

The utility's annual report to the Commission for the year ending December 31, 1956, shows total utility plant amounting

^{1/} Sometimes herein called Sellers.
^{2/} Sometimes herein called District.

to \$6,521.20, with a reserve for depreciation in the amount of \$4,449.85, thus indicating a depreciated utility plant of \$2,071.35.

The application states that District was organized under the laws pertaining to county water districts, the territory served by it comprises approximately 8,800 acres in Santa Barbara County, and the District includes within its boundaries the territory now being served by Sellers.

The reasons given for the proposed transfer are that Sellers desire to retire from business, that District is now supplying the utility all of the water which is delivered to Seller's customers, and that the present rates of District are lower than those in effect for Sellers.

The application alleges that all of the 17 present customers of Sellers have expressed their approval of the proposed transfer to District by signing a statement to that effect, a copy of which is attached to the application as Exhibit "C".

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 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 that:

1. Raymond A. Doell and Mabel L. Doell, doing business as Ocean Oaks Water Company, may, on or after the effective date hereof, and on or before December 31, 1957, sell and transfer the herein described public utility properties to Carpinteria County Water District substantially in accordance with the terms

of the instrument entitled "Agreement of Sale", a copy of which is attached to the amendment to the application.

2. On or before the date of actual transfer, Raymond A. Doell and Mabel L. Doell, 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. Raymond A. Doell and Mabel L. Doell 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, if any, the amounts thereof, and the names of persons or corporations in whose favor such obligations exist.
4. If the authority herein granted is exercised, Raymond A. Doell and Mabel L. Doell 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.
5. Upon due compliance with all of the conditions of this order, said Raymond A. Doell and Mabel L. Doell 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.

In view of the statement in the amendment to the application that District desires to complete certain construction prior to July 1, 1957, that such construction involves the interconnection of its system with the system being transferred

herein, and that such interconnection cannot legally be made until the proposed transfer is authorized, the authority being granted herein shall be effective on the date hereof.

Dated at Los Angeles, California, this 25th day of June, 1957.

[Signature]
President

[Signature]

[Signature]

[Signature]

Commissioners