

Decision No. 55442**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of )  
 J. FRED GOWDY and ESTHER M. GOWDY, )  
 his wife, doing business as KAWEAH ) Application No. 39186  
 WATER COMPANY, to transfer the water )  
 system known as KAWEAH WATER COMPANY, )  
 to ROBERT M. SCOTT and STELLA D. )  
 SCOTT, his wife. )

O P I N I O N

By their joint application J. Fred Gowdy and Esther M. Gowdy request authority to sell and Robert M. Scott and Stella D. Scott request authority to purchase the Kaweah Water Company, located in Tulare County.

A cash consideration of \$11,500 is to be paid for the pumping plant, water system, land and operating authority (Decision No. 52928, dated April 24, 1956, in Application No. 37693).

After consideration the Commission is of the opinion and so finds that the proposed transfer is not adverse to the public interest. The action taken herein shall not be construed to be a finding of the value of the rights and properties herein authorized to be transferred. A public hearing does not appear to be necessary.

O R D E R

Application having been filed and the Commission being informed in the premises,

IT IS ORDERED:

1. That after the effective date hereof and on or before December 1, 1957, J. Fred Gowdy and Esther M. Gowdy may sell and

transfer and Robert M. Scott and Stella D. Scott may purchase and acquire the public utility operating rights and properties described in the application.

2. That Robert M. Scott and Stella D. Scott, if they acquire the hereinabove described properties, shall refile within thirty days after the date of transfer the rates and rules of J. Fred Gowdy and Esther M. Gowdy now on file in accordance with the procedure prescribed by General Order No. 96 or, in lieu of such refiling, Robert M. Scott and Stella D. Scott may file a notice of adoption of the said presently filed rates, rules and regulations. No increase in the present rates shall be made unless authorized by the Commission.

3. That on or before the date of actual transfer, J. Fred Gowdy and Esther M. Gowdy shall refund all customers' deposits and advances for construction which they are obligated to refund. Any such un-refunded deposits and advances shall be transferred to and become the obligation for refund of Robert M. Scott and Stella D. Scott.

4. That Robert M. Scott and Stella D. Scott shall record the acquisition of the provisions contained in the Uniform System of Accounts prescribed by this Commission for water utilities, by charging the purchase price to Account 391 and disposing of such charge in accordance with the instructions contained therein.

5. That on or before the date of actual transfer, J. Fred Gowdy and Esther M. Gowdy shall transfer and deliver to Robert M. Scott and Stella D. Scott and the latter shall receive and preserve all records, memoranda and papers pertaining to the construction and operation of the properties hereinabove authorized to be transferred.

6. That if the authority herein granted is exercised, Robert M. Scott and Stella D. Scott, within thirty days thereafter, shall notify the Commission in writing of the date of completion of the transaction and shall file, as executed, a certified copy of the deed, bill of sale and other documents used in effectuating the transfer herein authorized.

7. That upon due compliance with all the provisions of this order, J. Fred Gowdy and Esther M. Gowdy shall stand relieved of all further public utility obligations with respect to the properties 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 21st day of AUGUST, 1957.

[Signature]  
President  
[Signature]  
[Signature]  
[Signature]

Commissioners