

ORIGINALDecision No. 62048

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 MARGARET M. HEYMAN, as Executrix of)
 the Estate of ELLA W. HEYMAN, also)
 known as MARY ELLA HEYMAN, to sell,)
 and W. PAUL PAYNE, to purchase the)
 A. T. SMITH WATER COMPANY, Keeler,)
 Inyo County, California. }

Application No. 43321

OPINION AND ORDER

By this application, filed April 17, 1961, Margaret M. Heyman, as Executrix of the estate of Ella W. Heyman, seeks authority to sell and transfer the A. T. Smith Water Company properties at Keeler, Inyo County, to W. Paul Payne.

It appears that Ella W. Heyman, now deceased, on August 29, 1956, without the necessary authority of this Commission, sold the property and transferred the operations of a water system known as the A. T. Smith Water Company to W. Paul Payne who has since been operating said system. It also appears that said Ella W. Heyman at such time was a resident of Pennsylvania and unable to manage and supervise the operation of the system in California. Further, because of said foreign residence Ella W. Heyman was uninformed as to the requirements of California law respecting transfer of utility property and the Commission finds that said transfer was in no manner intended to be in contravention of law but was, rather, an inadvertence. Under the circumstances, the Commission finds that such transfer is not adverse to the public interest.

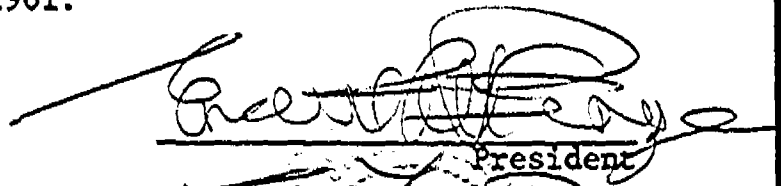
Public hearing in this matter is not necessary.

Good Cause Appearing therefor,

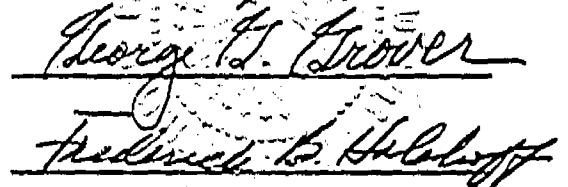
IT IS HEREBY ORDERED that the transfer of the hereinabove-described public utility water properties from Ella W. Heyman, deceased, to W. Paul Payne is hereby authorized. ✓

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 31st day of May, 1961.


President


George T. Grover


Frederick L. Halaboff

Commissioners