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Decision No. \_\_\_\_\_

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of LILA R. BERG to  
 Acquire all of the Property,  
 Operating Authority, and any  
 County Franchise Rights of  
 Rosamond Water Company, a Public  
 Utilities Water Company.

Application No. 43557  
 (Filed June 28, 1961)

OPINION AND ORDER

Applicant herein seeks authority to acquire the public utility water system properties of Samuel I. Berg, deceased, known as Rosamond Water Company in Kern County.

Pursuant to the Last Will and Testament of said decedent, the Superior Court of the State of California in and for the County of Kern on February 28, 1961, made and caused to be entered its Decree of Distribution whereby the property of Rosamond Water Company was distributed to decedent's widow, Lila R. Berg, the applicant herein.

The Commission finds that the proposed transfer of utility properties is not adverse to the public interest and that the requests of applicant should be granted. Public hearing in the matter is not necessary.

Good cause appearing therefor, it is ordered that:

1. The executrix of the Estate of Samuel I. Berg, deceased, is hereby authorized to transfer to Lila R. Berg the public utility water system and properties known as Rosamond Water Company.
2. Lila R. Berg, within thirty days of the effective date of this order, shall refile with this Commission the presently

effective utility tariffs for said system under the name of Lila R. Berg, in accordance with the procedure prescribed by General Order No. 96, or in lieu of such refiling shall file a notice of adoption of said tariffs. No increases in the presently filed rates nor more restrictive provisions of the rules shall be made except upon further order of the Commission.

3. On or before the date of actual transfer, Lila R. Berg, as executrix of the Estate of Samuel I. Berg, deceased, shall refund all customers' deposits and all advances for construction, if any, which are subject to refund. Any unrefunded deposits and advances shall be transferred to and become the obligation for refund of Lila R. Berg, as an individual.

4. If the authority herein granted is exercised, Lila R. Berg, as executrix of the Estate of Samuel I. Berg, deceased, shall, within thirty days thereafter, notify this Commission in writing of the completion of the property transfer herein authorized and of her compliance with the conditions hereof.

5. On or before the date of actual transfer, Lila R. Berg, as executrix of the Estate of Samuel I. Berg, deceased, shall transfer and deliver to Lila R. Berg, as an individual, and the latter shall receive and preserve, all records, memoranda and papers pertaining to the construction and operation of the subject public utility water system.

6. Upon due compliance with all conditions of this order, Lila R. Berg, as executrix of the Estate of Samuel I. Berg, deceased, 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. Nothing in this order, however, shall be construed as relieving Lila R. Berg, as an individual, of any obligation or liability in connection with the ownership and operation of the subject public utility water system.

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

22<sup>nd</sup> Dated at San Francisco, California, this  
day of AUGUST 1, 1961.

*Creed W. Page*  
President

*W. L. Mitchell*

*C. La Fox*

*George L. Grover*

*Fredrick B. Hallock*  
Commissioners