

ORIGINAL

Decision No. 62586

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of FRUITRIDGE VISTA WATER COMPANY, a corporation, and NORTHGATE WATER COMPANY, INC., a corporation, for authority for the Fruitridge Vista Water Company to sell certain water company plant to the Northgate Water Company, Inc., and for the issuance of certain shares of the common and preferred stock and debentures of the Northgate Water Company, Inc.

Application No. 42614  
Petition for Modification  
and Amendment

OPINION AND ORDER ON  
PETITION FOR MODIFICATION AND AMENDMENT

In a petition for modification filed in the above-entitled matter on February 9, 1961, Northgate Water Company, Inc., requested authorization to issue debentures to finance the cost of distribution mains which it had acquired from Fruitridge Vista Water Company.

In an amendment to said petition, filed on September 1, 1961, by Fruitridge Vista Water Company and Northgate Water Company, Inc., applicants report that Northgate Water Company, Inc., desires to abandon its request to issue debentures and, instead, to finance the acquisition of said distribution mains by assuming the obligations which Fruitridge Vista Water Company had incurred with respect to such mains under a main extension agreement by and between that company and Artz & Cook, a corporation.

The agreement, a copy of which is annexed to the amendment to the petition for modification and designated as Exhibit "A", was executed on December 31, 1960, and provides for the deposit by Artz & Cook of \$32,401.86 and for the repayment by Fruitridge Vista Water Company on the percentage of revenue basis. The agreement is in conformity with the utility's filed main extension rule.

We have considered this matter and are of the opinion that a public hearing is not necessary and that the requests of applicants should be granted, therefore,

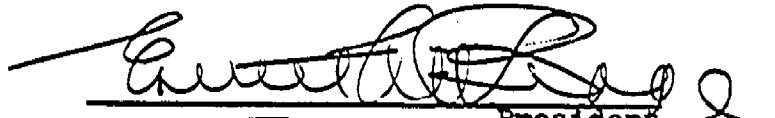


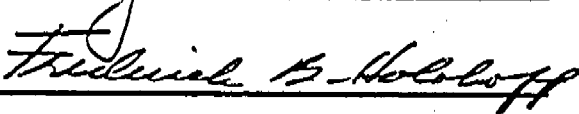
IT IS ORDERED that -

1. Fruitridge Vista Water Company may assign to Northgate Water Company, Inc., its obligations under the agreement referred to herein, dated December 31, 1960, by and between Fruitridge Vista Water Company and Artz & Cook, a corporation, and Northgate Water Company, Inc., may assume said obligations.

2. The authorization herein granted shall become effective on the date hereof.

3. The request of Northgate Water Company, Inc., in its petition for modification filed on February 9, 1961, for authorization to issue debentures is dismissed.

Dated at San Francisco, California,  
this 25<sup>th</sup> day of SEPTEMBER, 1961.

  
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President  
  
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Commissioners

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.