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47643

**ORIGINAL**

Decision No. 69443

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application  
of Arthur Cole, Beatrice E. Cole,  
Bonnie E. Toms, and the Estate of  
Glenn L. Gunter, for an Order  
Authorizing the Transfer of the  
GLEN-CO WATER COMPANY to Arthur  
Cole.

Application No. 47643  
(Filed June 7, 1965)

O P I N I O N

Arthur Cole, Beatrice E. Cole, Bonnie E. Toms and Bonnie E. Gunter as Executrix of the Estate of Glenn L. Gunter request authority to transfer, and Arthur Cole requests authority to acquire, a water system.

The operating authority was granted by Decision No. 43745, dated February 1, 1950, in Application No. 30526, and acquired by applicants herein by Decision No. 58935, dated August 25, 1959. The system is located near Weimar in Placer County. The transfer involves no cash consideration. As of May 19, 1965, applicant Arthur Cole indicated a net worth in the amount of \$34,300.

It is alleged that Bonnie E. Toms, the widow of Glenn L. Gunter, has no interest in operating the water system and desires to convey her interest and that of her late husband to Arthur Cole; for the past five years Arthur and Beatrice Cole have conducted the operation and Beatrice Cole desires to convey her interest to Arthur Cole.

After consideration the Commission finds that the proposed sale would not be adverse to the public interest. A public hearing is not necessary.

*CORRECTION*

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THIS DOCUMENT  
HAS BEEN REPHOTOGRAPHED  
TO ASSURE LEGIBILITY

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After consideration the Commission finds that the proposed sale would not be adverse to the public interest. A public hearing is not necessary.

O R D E R

IT IS ORDERED that:

1. Within one year after the effective date of this order, Arthur Cole, Beatrice E. Cole, Bonnie E. Toms and Bonnie E. Gunter as Executrix of the Estate of Glenn L. Gunter (sellers) may transfer, and Arthur Cole (purchaser) may acquire, the water system and certificate referred to herein.

2. After the effective date of this order, and not less than five days before the date of actual transfer, purchaser shall file a notice of adoption of sellers' tariffs. Such filing shall comply with General Order No. 96-A. The notice of adoption shall become effective on the date of actual transfer.

3. On or before the date of actual transfer, sellers shall refund all customers' deposits and advances for construction, if any, which are due and payable as of the date of transfer. All unrefunded deposits and advances shall be transferred to purchaser, who shall be responsible for their refund when due.

4. On or before the date of actual transfer, sellers shall deliver to purchaser, and purchaser shall receive and preserve, all records, memoranda and papers pertaining to the construction and operation of the properties authorized herein to be transferred.

5. Within five days after the date of actual transfer, sellers and purchaser jointly shall file in this proceeding a written statement, showing:

- a. The date of transfer. A true copy of the instrument of transfer shall be attached to the statement.
- b. The dates of compliance with the foregoing paragraphs 3 and 4.

6. Upon compliance with all of the conditions of this order, sellers shall stand relieved of their public utility obligations in the area served by the transferred system and may discontinue service concurrently with the commencement of service by purchaser.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 27<sup>th</sup> day of July, 1965.

Fredrick B. Holmquist  
President  
George J. Brewer  
Angela

~~Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.~~  
~~Commissioner William M. Bennett, being necessarily absent, did not participate in the disposition of this proceeding.~~  
Commissioners