

Decision No. 72040

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
 R. C. Soultz and Ethel V. Soultz,  
 doing business as Tulco Water Company,  
 holding Decision No. 55878 to operate  
 a public utility water system, request  
 permission to transfer their Certificate  
 to Horace Nish and Lucille M. Nish,  
 doing business as Nish Water Company,  
 1211 Wren, Visalia, California.

Application No. 45989,  
 Amended

ORDER REOPENING PROCEEDING

Decision No. 68156, issued in this proceeding on November 2, 1964, denied the application without prejudice and rescinded Decision No. 66742, dated February 4, 1964, since it found that the proposed transfer would be adverse to the public interest.

It appears that, notwithstanding Decision No. 68156, the Visalia portion of the water system may have been sold to Horace and Lucille M. Nish.

IT IS ORDERED that the above proceeding be reopened for the following purposes:

1. To inquire as to whether an unauthorized transfer of public utility plant has occurred.
2. To determine whether a transfer of the Visalia system to Horace Nish and Lucille M. Nish would now be in the public interest.
3. To determine total company earnings in connection with the present rate filing, Application No. 48628, for the Tulare portion of Tulco Water Co.
4. To enter any other order or orders that may be appropriate.

The reopened proceeding shall be consolidated with Application No. 48628 for public hearing before such Commissioner or Examiner and at such time and place as may be hereafter designated.

The Secretary is directed to cause a certified copy of this order to be served upon:

R. C. and Ethel V. Soultz, dba Tulco Water Co.,  
2873 West Inyo Avenue, Tulare, California

Horace D. and Lucille M. Nish, 1211 Wren Street,  
Visalia, California

and to cause notice of hearing to be mailed at least ten days before such hearing.

Dated at San Francisco, California, this  
21st day of FEBRUARY, 1967.

*Robert E. Gutzwiller*  
President

*William B. Bennett*  
Secretary

*William J. Lyons, Jr.*  
Commissioner

*Neal P. Morrison*  
Commissioner