

**ORIGINAL**Decision No. 73106

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of  
 CLEAR LAKE WATER COMPANY, a  
 California corporation, and YOLO  
 COUNTY FLOOD CONTROL AND WATER  
 CONSERVATION DISTRICT, a public  
 district, for an order granting  
 CLEAR LAKE WATER COMPANY authority  
 to perform and carry out the pro-  
 visions of the agreement made by  
 and between applicants dated  
 June 5, 1967.

Application No. 49631  
 (Filed August 24, 1967)

O P I N I O N

Clear Lake Water Company (Company) seeks authorization to transfer its operations to Yolo County Flood Control and Water Conservation District (District) and to carry out an agreement to that effect executed on June 5, 1967. This agreement was made subject to action of the voters on a bond issue and authorization by this Commission. All conditions have been met except the last.

District agrees in clause 6 of the agreement to ".... state its intention to distribute water, as required by law, to all users entitled to service from Company...." This is important because there is a small part of Company's service area which is outside the boundaries of District.

The agreed purchase price for Company's properties is \$2,075,000 as of January 1, 1967 adjusted for additions or subtractions since that date. It is agreed that the net adjustment upward shall not exceed \$20,000. It is alleged that Company has

no unrefunded advances for construction and no deposits to be refunded.

The method of sale is that District shall offer for public sale enough bonds to cover the purchase price. Company agrees to bid on the bonds at par.

The Commission finds that:

1. The proposed sale and transfer will not be adverse to the public interest.
2. Yolo County Flood Control and Water Conservation District has the financial resources to acquire and operate the Clear Lake Water Company system.
3. A public hearing is not necessary.

The Commission concludes that the application should be granted as provided by the following order.

The authorization herein granted shall not be construed as a finding of the value of the rights and properties herein authorized to be transferred.

O R D E R

IT IS ORDERED that:

1. Within one year after the effective date of this order, Clear Lake Water Company, a California corporation, may sell and transfer to the Yolo County Flood Control and Water Conservation District, a public district, the water system referred to herein, substantially in accordance with the terms described in the agreement attached to the application herein as Exhibit A.

2. Clear Lake Water Company is authorized to carry out the terms of its agreement with Yolo County Flood Control and Water Conservation District, a copy of which is attached to the application as Exhibit A.

3. Within five days after the date of actual transfer, Clear Lake Water Company and Yolo County Flood Control and Water Conservation District jointly shall file in this proceeding a written statement showing the date of transfer. A true copy of the instrument or instruments of transfer shall be attached to the statement.

4. Upon compliance with all of the conditions of this order, Clear Lake Water Company shall stand relieved of its public utility obligations in the area served by the transferred system and may discontinue service concurrently with the commencement of service by Yolo County Flood Control and Water Conservation District.

5. On or before the end of the third month after the date of actual transfer Yolo County Flood Control and Water Conservation District shall cause to be filed with the Commission, in such form as it may prescribe, an annual report covering the operations of Clear Lake Water Company for the period commencing with the first day of the current year to and including the effective date of transfer.

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

Dated at San Francisco, California, this

19th day of SEPTEMBER, 1967.

[Signature]  
President

[Signature]  
[Signature]  
Commissioners

Commissioner William M. Bennett, being necessarily absent, did not participate  
-3- In the disposition of this proceeding.