

**ORIGINAL**Decision No. 73210

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of FRED W. LINKS and  
 GARNET C. HAMILTON, doing business  
 as the LINKFORD WATER COMPANY, to  
 sell and the FULTON WATER COMPANY,  
 a California corporation, to  
 purchase Fred W. Links and Garnet  
 C. Hamilton's interest in the  
 utility.

Application No. 49641  
 (Filed August 29, 1967)

O P I N I O N

Fred W. Links and Garnet C. Hamilton serve eleven customers in Carnelian Bay, Lake Tahoe, Placer County. The water is pumped from Lake Tahoe through a one-horsepower pump and stored in a 2,000-gallon redwood storage tank. It is distributed through approximately 2,000 feet of two-inch pipe. The certificate of public convenience and necessity to operate the system was granted to Fred W. Links and Thomas H. Mugford by Decision No. 29294, dated November 23, 1936, in Application No. 20673.

The application alleges that Links operated the system personally for the past 31 years and is now 75 years old and unable to continue. It further alleges that Hamilton, the other owner, lives in Southern California and cannot devote the necessary time to handling the utility.

The Fulton Water Company is willing and able to acquire and operate sellers' system to serve 11 customers. It will adopt and continue to charge the present rates. The contract of sale is oral and the purchase price will be one dollar (\$1) in cash.

The transfer of the public utility water system presently owned by applicants Links and Hamilton would not be adverse to the public interest and the application should be granted. 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 Fred W. Links and Garnet C. Hamilton may sell and transfer their public utility water system to Fulton Water Company.
2. Within thirty days after the consummation of the transfer herein authorized, Fulton Water Company shall notify the Commission, in writing, of that fact and within said period shall file with the Commission a true copy of any bill of sale or other instrument of transfer which may be executed to effect such transfer.
3. After the effective date of this order, and not less than five days before the date of actual transfer, Fulton Water Company shall file a notice of adoption of the tariffs of Fred W. Links and Garnet C. Hamilton. Such filing shall comply with General Order No. 96-A. The effective date of the notice of adoption shall be the date of actual transfer.
4. On or before the date of actual transfer, Fred W. Links and Garnet C. Hamilton 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 Fulton Water Company, which shall be responsible for their refund when due.
5. On or before the date of actual transfer, Fred W. Links and Garnet C. Hamilton shall deliver to Fulton Water Company, which

shall receive and preserve, all available records, memoranda and papers pertaining to the construction and operation of the properties authorized herein to be transferred.

6. After the effective date of this order, and not less than sixty days after the date of actual transfer, Fulton Water Company shall refile tariffs of the water system, including a tariff service area map, clearly indicating the boundaries of the service area to provide for the application of buyer's present rules and sellers' present rates to sellers' service area. Such filing shall comply with General Order No. 96-A.

7. On or before the end of the third month after the consummation of the transfer, Fulton Water Company shall cause to be filed with the Commission, in such form as it may prescribe, an annual report, or reports, covering the period commencing with the first day of the year in which the transfer is consummated to and including the effective date of the transfer.

8. Upon completion of the sale and transfer herein authorized and compliance with all the terms and conditions of this order, Fred W. Links and Garnet C. Hamilton shall be relieved of their public utility obligations in connection with the utility system herein authorized to be transferred.

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

Dated at San Francisco, California, this 17<sup>th</sup> day of OCTOBER, 1967.

[Signature]  
President  
[Signature]  
Attorney  
William Lewis - Jr.  
[Signature]  
Commissioners