

ORIGINALDecision No. 75104

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 LILA R. BERG, also known as LILA FAE)
 BERG, Doing Business as ROSAMOND WATER)
 COMPANY, a Public Utility Water)
 Company, For Permission to Discontinue)
 Water Service as a Public Utility.)

Application No. 50572
 (Filed September 25, 1968)

O P I N I O N

Lila R. Berg, doing business as Rosamond Water Company, requests authority to discontinue water service as a public utility. Applicant had service connections to 497 residences, 34 commercial establishments and 42 fire hydrants in the unincorporated community of Rosamond in Kern County.

On August 22, 1968, final judgment was recorded in the condemnation of applicant's utility property by Rosamond Community Services District, a public corporation.

By the terms of the final judgment of condemnation all property, real and personal, of applicant used or useful in the rendition of water service within applicant's service area has been taken by Rosamond Community Services District and said District is required to assume applicant's water service obligations as a public utility water company to its present water consumers and their successors in interest.

The judgment of condemnation provided that applicant should be paid \$136,911.70, plus a sum sufficient to reimburse applicant for payments made during 1967 and 1968 to date on customer refund obligations. The District was required to assume the balances outstanding of refund obligations of applicant, valued at approximately \$16,000.00, as an additional consideration.

As of December 31, 1967, applicant reported to the Commission water plant in service in the amount of \$183,167.78, a reserve for depreciation of utility plant of \$72,491.83, customer deposits of \$638.83, advances for construction of \$37,857.22 and contributions in aid of construction of \$1,423.77.

Applicant's discontinuance of water service as a public utility having become an accomplished fact, applicant requests that permission to discontinue water service as a public utility be granted ex parte.

We find that:

1. Rosamond Community Services District has assumed the public utility obligations in the area served by the Rosamond Water Company in the community of Rosamond, Kern County.
2. Subject to the conditions set forth in the order which follows, permission for Rosamond Water Company to discontinue water service as a public utility will not be adverse to the public interest.

We conclude that the application should be granted as provided in the following order and that a public hearing is not necessary.

O R D E R

IT IS ORDERED that:

1. Lila R. Berg, also known as Lila Fae Berg, doing business as Rosamond Water Company, shall file in this proceeding written notification of the date of the transfer to the Rosamond Community Services District of her property used for water service as a public utility and of the date Rosamond Community Services District assumed operation of the water system transferred. A true copy of the instrument or instruments of transfer shall be attached to the written notification.

2. Upon compliance with the conditions of this order, applicant shall stand relieved of all of her public utility obligations in the area served by the transferred system.

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

Dated at San Francisco, California, this 17th day of DECEMBER, 1968.

William J. Sweeney, Jr.
President
Robert E. Mitchell
Augusta
Frederic P. Morrissey
Commissioners

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