

Decision No. 75425**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
 BYRON J. WALTERS, dba TAHQUITZ LAKE
 WATER COMPANY, for an order authorizing
 the transfer of certain properties to
 the Pine Cove County Water District.

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) Application No. 50932
) (Filed March 3, 1969)
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O P I N I O N

Applicant, Byron J. Walters, requests authority to transfer to Pine Cove County Water District (a public agency), free and clear of encumbrances, certain distribution mains, service lines, fire hydrants and meters, with appurtenant fixtures and connections, located in a portion of applicant's service area near Idyllwild, Riverside County, California and variously described as Tahquitz (or Forest) Lake Estates, Tracts Nos. 1 and 2. The District has joined in the application.

Terms of the proposed transfer are set forth in an agreement between the parties, dated September 12, 1968, a copy of which is attached to the application and which recites no monetary consideration. The agreement reserves to Walters, or to other persons having legal claims thereto, all other public utility facilities of Walters located outside the two tracts mentioned above, specifically including - but not limited to - all well pumps, controls and pipes in an area known as the "golf course", as well as a 66,000-gallon tank and the property upon which said tank and its immediately adjacent water main are located.

Walters alleges that he has no obligations for advances for construction related to the properties to be transferred, and that those properties are within the boundaries of the District and may be physically separated from remaining portions thereof.

The District alleges that it desires to acquire the properties and to provide water service to the extent and pursuant to the terms set forth in the agreement.

The Commission, on consideration of the application, finds that the proposed transfer will not be adverse to the public interest, and concludes that the requested authority 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.

A public hearing is not necessary.

O R D E R

IT IS ORDERED that:

1. Byron J. Walters, after the effective date of this order, may carry out the terms and conditions of his agreement with Pine Cove County Water District, referred to in the foregoing opinion, for the transfer to said District of the rights and properties described in said agreement.
2. Byron J. Walters, within thirty days after the actual date of transfer of said properties, shall transmit to the Commission two copies of the instrument, or instruments, of transfer, as executed, and shall also, within said thirty-day period, amend his tariff schedules on file with the Commission, in accordance with

applicable provisions of General Order No. 96-A, so as to reflect his withdrawal from public utility water service in Tahquitz (or Forest) Lake Estates, Tracts Nos. 1 and 2.

3. Upon completion of the transfer authorized herein and upon his compliance with all the requirements of this order, said Byron J. Walters shall stand relieved of all public utility obligations within Forest Lake Estates, Units Nos. 1 and 2, in connection with the properties herein authorized to be transferred.

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

Dated at San Francisco, California, this 11th day of MARCH, 1969.

Augusta
President

Herb P. Minns
William Symons, Jr.
Thomas Moran
Commissioners

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