

Decision No. 76380

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)	
BESSIE G. AMBLER and CORNELIUS T.)	
CRONIN, doing business as Ambler)	Application No. 51248
Park Water Utility for order trans-)	(Filed July 16, 1969)
ferring ownership of utility.)	

O P I N I O N

Bessie G. Ambler, sole surviving owner of Ambler Park Water Utility following her husband's death on April 20, 1964, requests authority to transfer the water system to Cornelius T. Cronin, its manager for several years, who joins in the application. The system presently serves about 141 domestic customers in Ambler Park Subdivision, located approximately nine miles southwest of Salinas, Monterey County. Mrs. Ambler alleges that she has neither the skill nor the desire to operate the system. Cronin alleges that, as former manager, he is thoroughly familiar with the system and its operation, and has plans for improving and expanding it to the benefit of both the utility and its customers.

The property involved in the transaction consists generally of land, two operating wells, pumping equipment, storage tanks, water main, meters, treatment equipment, structures and transportation equipment. The agreement of sale, dated April 25, 1964, which particularly describes the utility's assets at that time and recites a total purchase price of \$25,250, payable in installments, is attached to the application as Exhibit "A".

Boundaries of the present service area, and the book value, as of December 31, 1968, of the property involved are set forth on

a map and in schedules attached to the application as Exhibits "B" and "C", respectively. The attached balance sheet schedule indicates that no customers' deposits or advances for construction were outstanding as of the end of 1968.

Applicants allege that the present balance of the unpaid purchase price is \$6,613.85. They state that the provision of Paragraph 3(c) of the agreement (relating to security for performance by buyer of the terms and conditions of the agreement) has been waived by both parties with respect to security for payment of such balance.

The application is unopposed.

After consideration, the Commission finds and concludes that the proposed transfer would not be adverse to the public interest and that it should be authorized as provided by the ensuing 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 HEREBY ORDERED that:

1. Bessie G. Ambler (seller), after the effective date of this order is authorized to carry out the terms and conditions of her agreement (Application, Exhibit "A"), as modified by the parties with respect to Paragraph 3(c) thereof, for sale and transfer to and purchase and operation by Cornelius T. Cronin (buyer) of the properties, described in said agreement and in Exhibits "B" and "C" of the application herein, comprising the Ambler Park Water Utility.

2. Within thirty days after the date of actual transfer, buyer shall transmit to the Commission two copies of the instrument or instruments of transfer, as executed, together with a Notice of Adoption, in the form of an advice letter, of the existing tariff schedules of Ambler Park Water Utility on file with this Commission.

3. On or before the end of the third month after the date of actual transfer, buyer shall cause to be transmitted to the Commission, in such form as it may prescribe, an annual report covering operations of the seller for the calendar year 1969.

4. Upon completion of the sale and transfer herein authorized, and upon compliance with all the terms and conditions of this order, Bessie G. Ambler shall be relieved of her public utility obligations in connection with the utility system herein authorized to be transferred.

As the application herein is unopposed, no good reason appears for withholding the effective date of the authority herein granted for the twenty-day period provided by the rules; accordingly, the effective date of this decision shall be the date hereof.

Dated at San Francisco, California, this 4th day of NOVEMBER, 1969.

William J. Lyons, Jr.
President

Augustin

J. P. ...

[Signature]

Yvonne L. Stinson
Commissioners