

ORIGINAL

Decision No. 78453

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
 CALIFORNIA WATER SERVICE COMPANY, a)
 corporation, and the CITY OF SANTA)
 CLARA, a municipal corporation, and)
 political subdivision of the State)
 of California, for an order autho-)
 rizing (1) the sale and transfer to)
 the City of Santa Clara of public)
 utility properties of California)
 Water Service Company in the County)
 of Santa Clara and (2) the discon-)
 tinuance of service by California)
 Water Service Company in certain)
 territory in the County of Santa)
 Clara.)

Application No. 52292
(Filed November 10, 1970)

O P I N I O N

The City of Santa Clara (hereinafter City) owns and operates a municipal water system which serves most of the territory within City's boundaries. California Water Service Company (hereinafter Company) owns and operates public utility water systems, including one just outside the City boundaries.

City and Company have reached an agreement for the sale and transfer of said system to City, subject to the approval of this Commission. Upon consummation of the sale Company seeks to be relieved of all of its public utility obligations within the territory served.

Findings

1. When City assumes the obligation to serve, under the conditions stated in ordering paragraph 3 the public convenience and necessity will no longer require continuation of applicant's service.
2. A public hearing is not necessary.

Conclusion

The proposed transfer would not be adverse to the public interest.

O R D E R

IT IS ORDERED that:

1. California Water Service Company is authorized to sell and transfer and the City of Santa Clara to buy and acquire, the water system referred to in the application herein.

2. On or before the date of actual transfer applicant California Water Service Company shall refund all customer deposits for the establishment of credit and all advances for construction, if any.

3. Upon the commencement of service by the City, California Water Service Company is relieved of its public utility obligations in the service area described in Paragraph VI of the application.

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

Dated at San Francisco, California, this 23rd day of MARCH, 1971.

[Signature]
Chairman

[Signature]
Yvonne L. Sturgeon

[Signature]
Commissioners

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