

Decision No. 83258

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of BUTANO LAND AND DEVELOPMENT COMPANY, a California corporation, for authority to sell its water system to BUTANO CANYON MUTUAL WATER CO., a California non-profit corporation and for an order authorizing Applicant to cease operations as a public utility.

Application No. 54684
(Filed February 25, 1974)

O P I N I O N

Butano Land and Development Company, a corporation, requests authority to sell and transfer a public utility water system to Butano Canyon Mutual Water Co., a nonprofit corporation.

The water system is located near Pescadero. The total purchase price of the system is \$7,000 payable as follows: \$3,000 down and the balance in six months after receipt of deed and bill of sale.

Applicant purchaser is a mutual water company whose membership is comprised of the owners, present and future, of all lots within the boundaries of Butano Falls Tract and which was incorporated for the primary and specific purpose of delivering water to its stockholders and members at cost.

It is alleged that there are no outstanding main extension agreements and no prepaid deposits.

The Commission has received no protests to the application, and after consideration finds that the proposed transfer would not be adverse to the public interest. We further find with reasonable certainty that the project involved in this proceeding will not have a significant effect on the environment. A public hearing is not necessary.

O R D E R

IT IS ORDERED that:

1. On or before February 1, 1975, Butano Land and Development Company may sell and transfer the water system referred to in the application to Butano Canyon Mutual Water Co. according to the terms and conditions attached to the application.

2. On or before the date of actual transfer, seller shall refund all customers' deposits for the establishment of credit, if any, which are subject to refund, and shall refund main extension advances, if any.

3. Within ten days after the completion of the transfer, seller shall notify the Commission, in writing, of the date of the transfer, of refunds made, and of the date upon which purchaser shall have assumed operation of the water system. A true copy of the instruments of transfer shall be attached to the notification.

4. Upon compliance with all the terms and conditions of this order, seller shall be relieved of its public utility obligations in connection with the water system transferred.

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

Dated at San Francisco, California, this 6th
day of AUGUST, 1974.

Nelson L. Sturgeon
President
William L. Lynam
William L. Lynam
William L. Lynam

Commissioners

Commissioner D. W. Holmes, being
necessarily absent, did not participate
in the disposition of this proceeding.