

ORIGINAL

Decision No. 83797

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the transfer of the
properties of Cazadero Water Co.,
from Merrill H. Berry, seller, to
Loren M. Berry, his son, under the
provisions of Section 851 of the
Public Utilities Code of the
State of California.

Application No. 55245
(Filed October 15, 1974)

O P I N I O N

Merrill H. Berry, doing business as Cazadero Water Co., furnishes water service to about 144 customers in the town of Cazadero. Although the water system is operated under the jurisdiction of the Public Utilities Commission, no application had ever been filed with the Commission for a certificate of public convenience and necessity.

Applicant seeks to transfer his water system to Loren M. M. Berry, his son, who will be responsible for the refunds, as they become due and payable, of customers' deposits and subdividers' advances for construction that are held by the utility. No operational charges would result from the transfer. Loren M. Berry has operated the watersystem successfully as manager for many years. ✓

After consideration the Commission finds that the proposed transfer would not be adverse to the public interest. A public hearing is not necessary. The application should be granted. The transfer has no effect on the valuation for ratemaking purpose of the properties involved.

The transfer will be accomplished by issuing a certificate of public convenience and necessity in appendix form to Loren M. Berry.

O R D E R

IT IS ORDERED that:

1. On or before March 1, 1975 Merrill H. Berry may transfer the water system referred to in the application to Loren M. Berry.
2. Transferee shall be responsible for all customers' deposits and advances for construction, if any.
3. A certificate of public convenience and necessity is granted to Loren M. Berry, authorizing him to operate as a public utility water corporation, as defined in Section 241 of the Public Utilities Code.
4. In providing service pursuant to the authority granted by this order, applicant shall comply with the following service regulations. Failure so to do may result in a cancellation of the authority.
 - (a) Within thirty days after the effective date of this order, applicant shall file a written acceptance of the certificate granted. Applicant is placed on notice that if he accepts the certificate he will be required, among other things, to file annual reports of his operations.
 - (b) Within one hundred twenty days after the effective date of this order, applicant shall file tariffs, in triplicate, in the Commission's office.

- (c) The tariff filings made pursuant to this order shall comply with the regulations governing the construction and filing of tariffs set forth in the Commission's General Order No. 96-A.

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

Dated at San Francisco, California, this 10th
day of DECEMBER, 1974.

Vernon L. Spurgeon
President
William Symons
Thomas Moran
Robert E. McLaughlin
Commissioners