

Decision S3 12 008 DEC 7 1983

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of FARMERS IRRIGATION)
COMPANY, a California corporation,)
for authorization to cease)
operations as a public utility.)

Application 83-08-32
(Filed August 11, 1983)

O P I N I O N

Farmers Irrigation Company of Santa Paula California applies to change its status from a public utility water company to a mutual water company.

Farmers is a California corporation which has existed since 1917. It operates as a public utility water company providing agricultural water only in the general area of the City of Santa Paula, County of Ventura. Its original authorization to operate was approved in Decision 5108 on February 5, 1918 (Application 3246).

The directors and shareholders of Farmers wish to change the status of the company to a mutual water company pursuant to the applicable sections of the Civil Code and Corporations Code.

The application states that in conjunction with the proposed transfer, all current users of the applicant have been offered and have accepted an offer to purchase shares in the mutual company on a pro rata and equitable basis, based on average use over some representative period of time.

In support of this allegation, Farmers has furnished the Commission with photocopies of the agreements signed by all the users of the present company. There are no protests to the application.

Upon approval, applicant states it will reorganize its structure and issue shares to all its current users. Before issuing the shares it will obtain the proper approval from the State of California Department of Corporations. Additionally, Farmers has

conditionally adopted amended articles of incorporation and bylaws to reflect the proposed changes. Copies of these are furnished with the application.

Findings of Fact

1. Farmers is presently a public utility water corporation furnishing agricultural water in the vicinity of the City of Santa Paula, County of Ventura.

2. Farmers wishes to change its status to that of a mutual water company.

3. All those receiving service from the present company have approved of the change, and there are no protests to the application.

4. It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

Conclusions of Law

1. No hearing is necessary.

2. The transfer is in the public interest and should be authorized subject to obtaining approval as necessary from the State of California Department of Corporations.

3. As all present customers have approved the change and there are no protests, this order should become effective on the date of issuance.

O R D E R

IT IS ORDERED that:

1. On or before July 1, 1984, Farmers Irrigation Company may transfer the water system (and other assets) referred to in the application to Farmers Irrigation Mutual Water Company, according to the terms in the application.

2. On or before the date of transfer, seller shall refund any customer credit deposits which are subject to refund.

3. Buyer shall assume any liability for refunds of main extension advances.

4. Within 10 days after transfer, seller shall write this Commission stating dates of transfer and deposit refunds, and date when buyer began operating the water system. A copy of the transfer documents shall be attached.

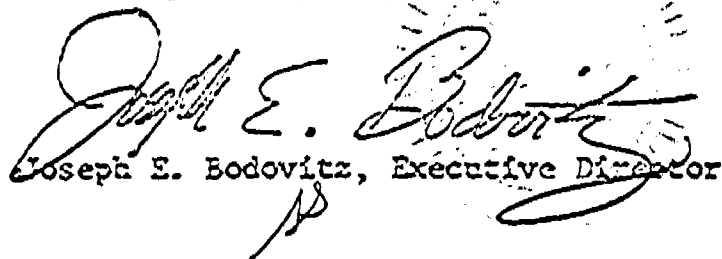
5. Upon compliance with this order, seller shall be relieved of its public utility obligation to the transferred system.

This order is effective today.

Dated DEC 7 1983, at San Francisco, California.

LEONARD M. GRIMES, JR.
President
VICTOR CALVO
PRISCILLA C. GREW
DONALD VIAL
WILLIAM T. BAGLEY
Commissioners

I CERTIFY THAT THIS DECISION
WAS APPROVED BY THE ABOVE
COMMISSIONERS TODAY.


Joseph E. Bodovitz, Executive Director