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ORIGINAL

Decision No. 88156 NOV 29 1977

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
C. WESLEY BIRD and JENNIE C. BIRD,)
husband and wife, for authority to)
sell to JAMES H. KITCHEN and)
BERNICE K. KITCHEN, husband and)
wife, as joint tenants all of their)
right, title and interest in the)
water systems now owned by C.)
Wesley Bird and Mrs. Jennie C. Bird,)
and known as the WESMILTON WATER)
SYSTEM, and the ANOOSH-VAN WATER)
SYSTEM, in the County of Fresno,)
State of California, and to transfer)
Certificates of public convenience)
and necessity.)

Application No. 56436
(Petition for Extension of Time
filed by buyers
on November 3, 1977)

ORDER EXTENDING TIME

In Decision No. 86238, effective August 30, 1976, the Commission conditionally authorized C. Wesley Bird and Jennie C. Bird (sellers) to transfer the involved water systems to James H. Kitchen and Bernice K. Kitchen (buyers) not later than December 1, 1976. In Decision No. 86772 we extended the time for completion of the transfer to December 1, 1977 due to the fact that certain differences arose between buyers and sellers. Buyers request that our approval of the proposed transaction be further extended to December 1, 1978 as the contract covering the proposed transfer, which has as yet not taken place, is in court litigation. Sellers object to any further extension of time. So as not to prejudice the rights of any of the parties to the lawsuit which may result from our withdrawal of approval of the transaction, we will extend the period of time in which the transaction may be completed to December 1, 1978.

IT IS ORDERED that the first line of paragraph 1 of the order in Decision No. 86238, issued on August 30, 1976, is further revised to read:

"1. On or before December 1, 1978, ..."

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 29th
day of NOVEMBER, 1977.

Robert Bakirich
President
William S. Jones, Jr.
Thomas L. Sturgeon
Charles D. Swalle
Clair L. Deane
Commissioners