

ORIGINAL

Decision No. 88657 APR. 4 1978

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of J. W. Zastrow for authority to
control the Peerless Water Co.

Application No. 56948
(Filed December 16, 1976
Amended January 4, 1978)

O P I N I O N

In this application, J. W. Zastrow seeks authority to assume control of the Peerless Water Co. Commission authorization of the proposed control is required by Section No. 854 of the Public Utilities Code. J. W. Zastrow has been general manager of the company since 1961 and president since 1970.

Peerless Water Co. is a public utility water company which provides service to approximately 1,990 customers in and near the cities of Bellflower, Lakewood, and Paramount in Los Angeles County. Certificates of Public Convenience and Necessity were issued by the Commission in Decisions Nos. 34063, 34694, 49980, 50589, 53141, 59726, and 79322 dated from April 1, 1941 to November 16, 1971.

Peerless Water Co. has a total of 54,301 shares of common stock outstanding. On December 29, 1977, J. W. Zastrow received all the assets, free of trust, of the estate of C. L. Zastrow in accordance with the Will of C. L. Zastrow and Judgment in Superior Court Case No. POMO P 8723, dated May 6, 1960. Included in the assets are 19,906 shares of common stock. The remaining stock, a total of 34,395 shares belonging to Sarah G. Zastrow, is now a part of the estate of Sarah G. Zastrow being probated by the Los Angeles County Superior Court in Case No. P 631,566. On July 15, 1977, J. W. Zastrow was appointed by the Superior Court to act as executor of the estate. This has now placed J. W. Zastrow in control of 100 percent of the total outstanding shares of stock of the Peerless Water Co.

The Judgment in Case No. P 631,566 before the Los Angeles County Superior Court is expected to divide the 34,395 shares of stock equally between the two children of J. W. Zastrow, in trust, and appoint J. W. Zastrow as Trustee for the Estate of Sarah G. Zastrow. The date of this Judgment is unknown at this time and if rendered in accordance with the Will of Sarah G. Zastrow would make no change of the person in control of Peerless Water Co.

After consideration, the Commission concludes that no adverse operational effects would result from granting control as proposed herein, and finds that control of Peerless Water Co. by J. W. Zastrow would not be adverse to the public interest and that a public hearing is not necessary.

O R D E R

IT IS ORDERED that J. W. Zastrow may control the Peerless Water Co.

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

Dated at San Francisco, California, this 4th day of APRIL, 1978.

Robert Bateman
President

William Sgarbi, Jr.

Vernon J. Sturgeon

Robert D. Howell

Paul J. Dechick
Commissioners