

ORIGINAL

Decision No. 19478.

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

In the Matter of the Application of the Colony Water Company, (a fictitious name) for certificate to own and operate a domestic water system.

Application No. 14119.

E.E. Mix, for Applicant.

BY THE COMMISSION:

O P I N I O N

In this proceeding, E.E. Mix, operating under the fictitious name of Colony Water Company, asks for a certificate of public convenience and necessity to operate a domestic water system to supply water to the inhabitants of, and the area adjoining, Tract No. 8174, Los Angeles County. The Commission is also asked to establish a minimum charge of one dollar and a half per month for each dwelling and any additional charges that may be equitable.

A public hearing in this matter was held before Examiner Williams in Los Angeles, after all interested parties had been duly notified and given an opportunity to be present and be heard.

The evidence shows that this water system was installed in 1924 by Mr. Mix to aid in the sale of lots in Tract No. 8174. The contracts given to the purchasers of lots

provided for the payment of a monthly water charge of 50 cents per lot for a period of three years, which applied to all lots whether or not water was used. However, only a few consumers paid the charges and collections were not enforced. The three-year period is now ended and applicant desires to engage in the business of supplying water to the public at a rate to be established by the Commission.

Water is obtained from a 10-inch well, 180 feet in depth, and is lifted by a 2 $\frac{1}{2}$ -inch centrifugal pump into a 3500-gallon tank on a frame tower twenty feet high. The distribution system consists of 2-inch standard screw and welded casing pipe installed on easements at the back of the lots. The use of easements eliminates the necessity of a county franchise to use the streets in Tract No. 8174; however, should the use of streets or roadways become necessary in service outside said tract, such county franchise or other permit may be required. At the present time, there are approximately thirty consumers being served on the tract, with the possibility of a maximum of 105 consumers when the tract is fully built up.

The pumping equipment is located in a small concrete pit that is uncovered and unprotected against storm water. Surface water flows into the pit after every storm and this results in interruptions of service with a serious danger of contamination and pollution of the water supply.

Protest was made by several of the consumers upon the ground that the mains were too small and that the elevation and the capacity of the storage tank are both inadequate to give proper service at a reasonable pressure for the needs of the present water users. The evidence shows these grounds of protest to be well taken and the Commission therefore cannot grant

a certificate to operate a public utility water system under such circumstances. Applicant has stated his willingness to install whatever improvements may be necessary to satisfy the requirements of the Commission and we will, therefore, by supplemental order, grant such a certificate and establish proper rates to be charged for the service to be rendered, if and when the following improvements have been installed and are in operation in a manner satisfactory to the Commission:

1. A storage tank of a capacity of not less than 10,000 gallons, said tank to be equipped with a proper roof or cover and with suitable wash-out valve in the bottom thereof for cleaning and flushing purposes, and the bottom of said tank shall be at an elevation of not less than thirty-five feet from the natural surface of the ground at point of location.
2. Proper covering and concrete curb, or other method of sanitary protection against surface contamination of the well and pumping pit, approved by the State or County Board of Health.
3. A pipe line not less than six inches in diameter to connect the storage tank with two distribution mains, which latter shall be not less than four inches in diameter to supply Blocks A and C, and B and D, said distribution mains to be cross-connected at or near McMillan Street with a pipe line not less than two inches in diameter.

Upon the completion of these improvements as outlined above, a certificate of public convenience and necessity will be granted by supplemental order upon proper application therefor.

The application herein, therefore, will be denied without prejudice.

ORDER

E.E. Mix, operating under the fictitious firm name and style of Colony Water Company, having made application as

entitled above, a public hearing having been held thereon,  
the matter having been submitted and the Commission being  
now fully advised in the premises,

IT IS HEREBY ORDERED that the above entitled pro-  
ceeding be and it is hereby denied without prejudice.

For all other purposes, the effective date of this  
Order shall be twenty (20) days from and after the date hereof.

Dated at San Francisco, California, this 29<sup>th</sup>  
day of February, 1928.

Leon Whitney

C. S. ...

Thos. S. ...

M. J. ...  
Commissioners.