

Decision No. 20129

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

THE INTER-CITY IMPROVEMENT ASSOCIATION,  
an Unincorporated Association,  
J.V. HAWES, J.L. COTTON, ET AL,

Plaintiffs,

vs.

A.B. CHAPMAN ESTATE, a Corporation,

Defendant.

Case No. 2270.

Thos. S. Clay, for Plaintiffs.

Chapman & Chapman, by L.M. Chapman,  
for Defendant.

CARR, COMMISSIONER:

OPINION ON REHEARING

The original proceeding herein was a complaint filed by The Inter-City Improvement Association and certain water users against the A.B. Chapman Estate, a corporation, alleging that the rates charged for water service furnished by said corporation were exorbitant, unjust and unreasonable, and requesting the Commission to reduce said rates and fix and establish more equitable charges for the service rendered.

After hearings had been held in this matter, the Commission issued its Decision No. 18393 dated May 25, 1927, wherein it found the effective rates were not unreasonable and thereupon dismissed the proceeding. Thereafter, on June 15, 1927, a petition for rehearing was filed by complainants, which was granted by order of the Commission in Decision No. 19710 dated May 3, 1928,

and public hearings thereon were held in Los Angeles on May 29 and on June 12, at which time the case was submitted and is now ready for decision.

The schedule of rates now in effect on the water system owned and operated by defendant Chapman Estate was established by the Railroad Commission in its Decision No. 15876 dated January 19, 1926, and is as follows:

MONTHLY METER RATE

From 0 to 500 cubic feet, per 100 cubic feet-----	\$0.25
From 600 to 3,000 cubic feet, per 100 cubic feet-----	.20
From 3,000 to 5,000 cubic feet, per 100 cubic feet-----	.15
From 5,000 to 25,000 cubic feet, per 100 cubic feet-----	.10
All over 25,000 cubic feet, per 100 cubic feet-----	.07

MINIMUM MONTHLY CHARGES

5/8-inch meter-----	\$1.50
3/4-inch meter-----	2.00
1 -inch meter-----	3.00
1 1/2-inch meter-----	5.00
2 -inch meter-----	8.00
3 -inch meter-----	15.00

Each of the foregoing "Minimum Monthly Charges" will entitle the consumer to the quantity of water which that minimum monthly charge will purchase at the "Monthly Meter Rates."

A careful consideration of the evidence and the claims and counterclaims of the parties leads to the conclusion that, under the circumstances and particularly in view of the over-built character of the system, the complainants are entitled to some relief from the present rate structure. This relief may best be extended by adjusting and lowering the rates in the intermediate blocks.

I recommend the following form of order.

O R D E R

The above entitled proceeding having been reopened for the purpose of receiving new and additional evidence, public

hearings having been held thereon, and the matter having been submitted,

It is hereby found as a fact that the rates and charges of A.B. Chapman Estate, a corporation, insofar as they differ from the rates herein established, are unjust and unreasonable and that the rates and charges herein established are just and reasonable rates and charges for such service, and

Basing its order on the foregoing finding of fact and on the further statement of fact contained in the opinion which precedes this order,

IT IS HEREBY ORDERED that A.B. Chapman Estate, a corporation, be and it is hereby directed to file with this Commission, within thirty (30) days from the date of this order, the following schedule of rates to become effective for all water service rendered on and after the first day of September, 1928:

MONTHLY METER RATES

From 0 to	600 cubic feet, per 100 cubic feet-----	\$0.25
From 600 to	3,000 cubic feet, per 100 cubic feet-----	.15
From 3,000 to	25,000 cubic feet, per 100 cubic feet-----	.10
All over	25,000 cubic feet, per 100 cubic feet-----	.07

MINIMUM MONTHLY CHARGES

5/8-inch meter-----	\$1.50
3/4-inch meter-----	2.00
1 -inch meter-----	3.00
1 1/8-inch meter-----	5.00
2 -inch meter-----	8.00
3 -inch meter-----	15.00

Each of the foregoing "Minimum Monthly Charges" will entitle the consumers to the quantity of water which that minimum monthly charge will purchase at the "Monthly Meter Rates."

For all other purposes, the effective date of this order

shall be twenty (20) days from and after the date hereof.

The foregoing opinion and order are hereby approved and ordered filed as the Opinion and Order of the Railroad Commission of the State of California.

Dated at San Francisco, California, this 17<sup>th</sup> day of August, 1928.

Leon Whitely

C. J. Seamy

Frank J. ...

David ...

M. J. ...

Commissioners.