

Decision No. 22849

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of F.M. Bailey, an individual, for a certificate of public convenience and necessity, authorizing him to construct a plant or system in the Town of Wildwood, County of Humboldt, for the purpose of selling water to the inhabitants thereof and adjacent thereto; also for a certificate authorizing him to exercise the franchise rights which he contemplates securing from the County of Humboldt.

ORIGINAL

Application No. 16302.

E.S. Mitchell, for Applicant.

A.G. Bradford, for Domenico Rovai,  
Protestant.

BY THE COMMISSION:

ORDER OF DISMISSAL

Applicant herein sought a certificate of public convenience and necessity authorizing the construction of a water plant and system in the Town of Wildwood, Humboldt County, alleging that the service and facilities provided by D. Rovai, protestant herein, for the supplying of water are inadequate and insufficient.

Public hearings were conducted by Examiner Williams and at these hearings protestant Rovai, who owns and operates a public utility water works in the town, presented plans for an improved water supply of adequate quantity and quality and for the installation of a tank and distributing mains to provide

increased pressures. The plans were approved by the Commission's Hydraulic Engineer except for the additional requirement of the installation of a four-inch main in the state highway for a distance of 2,100 feet from the bridge over the Eel River, said main not included in the plans as proposed. Rovai agreed to install the four-inch main but, as the State Highway Commission has plans now approved providing for the widening of the roadway running through the Town of Wildwood, Rovai asked that the installation of this main be deferred until the widening has been completed in order to eliminate a considerable amount of unnecessary expense.

At the final hearing on August 15, 1930, Rovai testified he had expended over \$5,000. in the installation of new facilities such as tanks, new mains and connections, and has arranged to procure his supply of water from the water plant of the Pacific Lumber Company in Scotia. Mr. Bailey and D. Rovai testified that the recently installed improvements as made are reasonably adequate and applicant Bailey asked leave to withdraw his application.

In this proceeding protestant Rovai having improved his water service to a point satisfactory to the consumers and applicant herein and said Rovai having promised the installation of the four-inch main at the earliest opportunity, we believe the dismissal of the application entirely proper at this time and it will be so ordered.

F.M. Bailey, applicant herein having requested the dismissal of said application at a public hearing thereon, the matter having been submitted and the Commission being fully

apprised in the premises,

IT IS HEREBY ORDERED that the above entitled application be and the same is hereby dismissed.

Dated at San Francisco, California, this 8th day of September, 1930.

W. Sweeney

Leon A. Hall

Thomas J. Larkin

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Commissioners.