

ORIGINAL

Decision No. 23059

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
McNEES PARK WATER COMPANY, a corpora-
tion, for a certificate of public con-
venience and necessity and order auth-
orizing issue of stocks.

Application No. 16165.

Jeff G. Wingert, for Applicant.

BY THE COMMISSION:

FIRST SUPPLEMENTAL OPINION

The Railroad Commission in its Decision No. 22098 dated the 7th day of February, 1930, granted the McNees Park Water Company a certificate of public convenience and necessity to operate a water system in certain territory adjacent to the City of Whittier, Los Angeles County, subject to certain conditions, among which was the following:

"The authority herein granted is subject to the following conditions:

(3) Within eighteen months after the effective date of this order, applicant shall acquire title by purchase, or otherwise, to all of the aforesaid service connections and meters and shall pay the purchase price, if any, within said eighteen months period. The company shall file verified quarterly statements showing the number of service connections acquired during the preceding three months period, the cost of such acquisition and the amount paid to the date of the report, and the number of connections not acquired at the close of the period."

The Opinion in said decision set forth, among other

things, that the company's records showed that sixty-eight consumers had paid \$18.50 each for service connections. On August 7, 1930, applicant filed a supplemental petition in which it alleged that the former testimony of its Secretary was found to be incorrect in that but eighteen consumers had been charged and actually paid for service connections instead of the entire sixty-eight. The Commission is requested to modify its Decision No. 22099 accordingly. The Commission issued its order reopening the proceeding and a further hearing in connection therewith was held before Examiner Cannon at Los Angeles.

The testimony of Mr. L. Hoyt Denney, Secretary, indicates that applicant has sixty-eight consumers, of which eighteen only have paid for a service connection and each thereof have paid the same amount, namely, \$18.50. The Order therefore should be amended.

FIRST SUPPLEMENTAL ORDER

McKees Park Water Company, a corporation, having filed a petition requesting the Commission to modify the terms of its Decision No. 22099, the Commission having issued its order reopening the proceeding and a further public hearing having been held thereon, the matter having been submitted and now ready for decision,

IT IS HEREBY ORDERED that the conditions of Paragraph (3) of the Order in said Decision No. 22099 dated the 7th day of February, 1930, as above quoted, be and the same are hereby amended so as to read as set out below:

The authority herein granted is subject to the following conditions:

(3) Within eighteen months after the effective date of this Order, applicant shall acquire full title, by purchase or otherwise, to all service connections and meters on which consumers have paid to applicant the sum of \$18.50 or any other amount and shall file with this Commission verified quarterly statements showing the number of service connections acquired during the preceding three months' period, the cost of such acquisition, the amount paid to the date of the report, and the number of connections not acquired at the close of the period.

IT IS HEREBY FURTHER ORDERED that in all other respects said Decision No. 22099 shall remain in full force and effect.

Dated at San Francisco, California, this 7th day of November, 1930.

C. L. Sawyer

Paul D. Lott

M. A. Lee
Commissioners.
