

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

L. Leroy King and Charles Jennings,
Complainants,

vs.

The Roseville Water Company, (a corporation)
Defendant.

ORIGINAL

CASE NO. 1764.

Broyer & Anderson, by L. C. Anderson,
for complainants.
Meredith Landis and Chester, by James D.
Meredith, for defendant.

BY THE COMMISSION.

O P I N I O N

The above proceeding is brought by King & Jennings, who are associated together in a real estate subdivision project which is located inside the corporate limits of the City of Roseville.

Complainants desire water service for the 26 lots that have been placed on the market and pray for an order of the Commission requiring the Roseville Water Company, a public utility, to give service to the above property upon the advance by complainants of the entire installation costs of the pipe needed on the property.

Answer by defendant Roseville Water Company avers that the revenues to be derived are insufficient to warrant the required expenditure and asks that the relief sought by the complaint be denied.

A public hearing was held in this matter at Roseville before

Examiner Satterwhite. It appears that complainants own and have subdivided a tract of land consisting of 26 lots, located on Placer Avenue and Folsom Road, between Ben Ezra Avenue and Douglas street, in the city of Roseville. Application was made to the Roseville Water Company for service. This service was refused by the company unless complainants advance all costs for piping the tract and also the cost of enlarging 1250 feet of 2-inch diameter pipe to 4-inch on Placer Avenue from Sutter to Ben Ezra Avenues. About 22 consumers are now receiving water service from this main.

Prior to the hearing in an attempt to dispose of the controversy, the Commission informally suggested that King & Jennings advance the cost of piping the tract, and advance an additional amount to cover the cost of a connection to the end of the utility's present 2-inch main on Placer Avenue near its intersection with Ben Ezra Avenue, the total amount advanced to be returned by the utility on the basis of 25 per cent of the monthly revenues derived from this territory provided that no refunds are to be made after the expiration of ten years. This suggestion was refused by the utility.

The utility advocated the extension of a main from Nevada Avenue and along Ben Ezra Avenue to its intersection with Placer Avenue and thence to the tract, the entire cost to be borne by complainants. We have no objection to this plan except that the suggested financing appears unduly burdensome on the complainants.

Consumers residing on Placer Avenue testified that service was very poor, there being times when water could not be obtained from the lowest tap. The manager of the water company admitted the poor service conditions, though it was expected that relief would be given immediately by the replacement of 300 feet of 2-inch pipe by 3½-inch. Service requirements on this street, however, indicate that the minimum replacement should be 600 feet of 4-inch (inside diameter) pipe.

The company has known for over a year of the poor service in this section, and this Commission will expect that prompt and adequate

measures will be taken to render the character of service that the consumers are entitled to receive. If the service conditions are not adequately remedied, the Commission will look with favor upon an action brought by these consumers.

The improvement of service on Placer Avenue is a necessity regardless of any demand that King & Jennings' tract might make on the system. As the order of the Commission will provide for the financing of the pipe installation on the tract and the connection to the existing main on Placer Avenue, the utility is not burdened in any way, and should the demands for service on complainant's tract increase, the resulting additional revenue would justify the utility in further replacement of the Placer Avenue main, in order that good service be continued.

O R D E R

L. Leroy King and Charles Jennings having made complaint against the Roseville Water Company as outlined above, a public hearing having been held and the matter being now ready for decision;

IT IS HEREBY ORDERED that Roseville Water Company provide service to the King & Jennings' tract and lay the necessary mains from the end of the present main on Placer Avenue near its intersection with Ben Ezra Avenue, to and throughout the said tract, provided that L. Leroy King and Charles Jennings advance the full installation costs, which advance is to be returned by the Roseville Water Company at the rate of 25 per cent of the gross monthly revenues received from the extension beginning at the connection with the present Placer Avenue main, and provided further that no refunds will be required after the expiration of ten years.

IT IS HEREBY FURTHER ORDERED that upon the above advance

installation cost being made, the Roseville Water Company proceed with diligence in completing the extension.

Dated at San Francisco, California, this 1st
day of August, 1922.

H. B. Brundage

Erving Martin
Charles H. Hume

Commissioners.