

Decision No. 9002

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

ORIGINAL

In the Matter of the Application of)
SOUTH FEATHER LAND AND WATER COMPANY)
for an order authorizing an increase)
in rates and charges for water furn-)
ished and service rendered by it, in)
the counties of Butte and Yuba.)

APPLICATION NO. 5283.

Wyandotte Water Users' Association,)
Complainant,)

vs.)

CASE NO. 1403.

South Feather Land and Water Company,)
Defendant.)

W. E. Duncan, Jr., for Wyandotte Water
Users Association and Protestant.
C. F. Metteer, for South Feather Land
and Water Company.

BY THE COMMISSION.

SUPPLEMENTAL OPINION ON FURTHER HEARING

This Commission rendered its decision in the above en-
titled proceedings on December 24, 1920,—Decision No. 8492—wherein
was established a rate schedule for the delivering of water for
irrigation purposes, which rates and charges became effective for
the irrigation season of 1921. Subsequent thereto the consumers
of the utility filed a protest against the rates established in
said decision and requested permission to submit further data which

were not presented at the time of the hearing in the above mentioned proceedings. Accordingly a further hearing was held at Oroville on May 10 and 11, 1921.

The evidence shows that certain consumers have not paid to the utility their second installment of the charges for 1920, contending that the amount charged should be reduced by reason of the partial and incomplete deliveries of water made to them during the late summer months when it was necessary for the utility to pro-rate deliveries on the system because of the water shortage. Further, the consumers have not at this date made their applications for deliveries of water for the year 1921, nor made their payments for the first installment of the charges therefor, which are now due and payable, as provided by the rules and regulations.

It is evident that the above conditions have deprived the utility of funds necessary to meet its obligations, the most important of which is to prepare for the approaching irrigation season. Wherefore, in order to afford the immediate relief which is required in this emergency, the following order is issued which will enable applicant to render proper irrigation service for the present season.

As to the uncollected charges for the season of 1920, we urge that the utility and the consumers make an earnest endeavor to arrive at an amicable adjustment of their differences.

A further supplemental order in these proceedings will be rendered by the Commission finally establishing the rates and charges for irrigation service on applicant's system and providing for any adjustments which may appear necessary in these matters.

SUPPLEMENTAL ORDER

This Commission having reopened for further hearing the matters as entitled above and further evidence having been intro-

duced,

IT IS HEREBY ORDERED, that pending a final decision in these matters the South Feather Land and Water Company proceed to collect the first installment of the rate, namely, one-half of the annual charge of \$60.00 per miner's inch per season as established by the Commission's Decision No. 8492, rendered December 24, 1920; that the effective date for the payment of the first semi-annual installment of such regularly established charge is hereby extended to and including June 14, 1921, and no penalty shall be imposed, as provided in the rules and regulations of the company, for any deferred payment between the dates April 15, 1921, and June 15, 1921.

IT IS HEREBY FURTHER ORDERED, that within twenty (20) days of the date of this order South Feather Land and Water Company prepare and file with this Commission a statement setting forth in detail the amounts of the various water bills in dispute and the adjustments made.

Dated at San Francisco, California, this 23rd day of May, 1921.

H. B. Brundage
H. J. Loveland
Erving Martin
Charles A. Koser
W. D. Benedict

Commissioners.