

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

MARY L. BARRINGTON,

Complainant,

vs.

CRESTMORE LAND AND WATER COMPANY,

Defendant,

Case No. 1621.

Lester G. King, for Complainant,

Wallace S. Woodworth, for Defendant.

BY THE COMMISSION

O P I N I O N

The above entitled proceeding is a complaint against the service rendered by the Crestmore Land and Water Company, located near Bloomington, in San Bernardino County.

The complaint alleges in effect that the property now owned by complainant was purchased from the Crestmore Land and Water Company some fourteen years ago, with the understanding that the company would furnish water for domestic purposes at a reasonable rate; that defendant did for a period of about ten years furnish complainant's property with water and collected a fee for this service; that for the past three years the complainant has suffered considerable loss and inconvenience due to the fact that the main supplying her premises is without water the greater portion of the time; that defendant is in a position to supply an adequate amount of water to complainant if it so desires. Wherefore complainant asks that the Commission make an order directing defendant to furnish sufficient water to reasonably meet her needs for domestic purposes.

A public hearing was held in this matter before Examiner Williams at Los Angeles, of which all parties to this proceeding were notified and given an opportunity to appear and be heard.

The evidence shows that the water system was installed by the Crestmore Land and Water Company primarily as a domestic system in connection with the sale of its property in the "Crestmore Townsite". The water was obtained from a well by pumping and stored in an adjacent elevated steel tank. The storage capacity was later augmented by the use of a concrete reservoir located some little distance from the well.

It appears that the tract did not prove a success as a townsite subdivision and the unsold property and the water system were acquired by Mr. Wallace S. Woodworth, defendant herein, about five years ago. Shortly after Mr. Woodworth became interested in this property he began farming a portion of it. The water system which had theretofore been essentially a domestic system was converted into an irrigation system to supply water to Mr. Woodworth's property. The storage tank was taken down, the reservoir abandoned and the pump connected directly to the mains.

Much testimony was introduced to show that previous to the time when the system was used to supply water for irrigation the complainant enjoyed good service and that the service had been intermittent subsequent to that time, making it necessary for complainant to haul water from Bloomington a greater portion of the time for the past year.

It appears from the evidence that the service to the complainant should be improved. To require the defendant to maintain good service to complainant at all times would require the expenditure of considerable money, and it is very evident the revenues would not justify this. Therefore we consider the most equitable adjustment of this matter is to require the defendant to furnish complainant with water under sufficient pressure to carry it into her house a portion of the time during each day.

It also appears that it would be agreeable to complainant if water were available to her each day, when the defendant is not actually irrigating. It would seem that the most practical method of restoring service to complainant is to require defendant to restore the tank that formerly stood by the well, which if connected to the system and used as a storage tank, would insure good service to complainant when the system was not devoted to irrigation use.

O R D E R

Complaint having been made to the Railroad Commission as entitled above, a public hearing having been held and the matter having been submitted,

IT IS HEREBY FOUND AS A FACT that the service rendered by Wallace S. Woodworth to the complainant herein has been inadequate and that the supply of water heretofore delivered has been insufficient.

And basing its order upon the foregoing finding of fact and on the other statements of fact contained in the opinion which precedes this order,

IT IS HEREBY ORDERED that the defendant, Wallace S. Woodworth, be and he is hereby directed to restore a storage tank at the pumping plant of not less than five thousand gallon capacity, elevated to a point not less than twenty-five feet above the ground, this construction to be completed and water made available to complainant in sufficient quantities to reasonably meet her needs for domestic purposes at least twelve hours out of every twenty-four, not later than December 1, 1921, and every day thereafter.

Dated at San Francisco, California, this 4<sup>th</sup> day of November 1921.

*H. P. ...*  
*H. ...*  
*Darius ...*  
*...*  
*J. ...*  
Commissioners.