

Decision No. 28689

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
CITY WATER COMPANY OF BANNING,
CALIFORNIA, a California Corporation,
for an order defining and limiting
the area in which said corporation may
supply domestic water.

Application No. 20032.

Frank L. Miller, for Applicant

ORIGINAL

BY THE COMMISSION:

O P I N I O N

In this proceeding the City Water Company of Banning asks for authority to limit and define the area in which it may supply domestic water.

A public hearing in this matter was held at Banning before Examiner MacKall.

According to the evidence the water company has considered itself obligated to supply water to all lands lying within the corporate limits of Banning, in Riverside County. However the extreme northern portion of the City is very steep and mountainous and lies above an elevation of 2,600 feet. All of the adjacent lands lying above this elevation are held by three separate individuals, each having an independent and private water supply. To date there has never been any demand or application for water service from any of the lands above the 2600-foot elevation but as any future requests for service in this upper area would require the installation of expensive booster pumping plants and storage facilities, the company

wishes to limit its dedicated service area to the said 2600-foot contour although it is willing at any time in the future to supply water at this elevation to any one for use in the upper zone provided, however, that all such applicants furnish their own boosting equipment.

No one entered a protest against the water company's request and, as it appears reasonable, the application will be granted.

O R D E R

City Water Company of Banning, California, a corporation, having made application to the Railroad Commission for authority to define and limit the area in which said corporation may supply water, a public hearing having been held thereon, the matter having been submitted and the Commission being now fully advised in the premises,

IT IS HEREBY ORDERED that City Water Company of Banning, California, a corporation, be and it is hereby authorized to restrict its service area to the lands within the city limits of Banning, Riverside County, easterly and southerly of the following described line, to-wit:

Commencing at a point in the most northerly city limits of the City of Banning, California, 150 feet west of the west line of San Geronio Avenue in said City: Thence south in a straight line parallel with the west line of Section 3, Township 3 South, Range 1 East, S.B.B. & M. to the ditch of Banning Water Company extending through the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 4, in said township: Thence along the line of said ditch in a general westerly direction to the 16" pipeline of said Banning Water Company near the center of said Section 4: Thence in a general westerly and southwesterly direction along said pipe line to the northwest corner of Block 280 of Banning Colony Lands as shown by map thereof recorded in Book 9, at Page 44 of Maps, Records of San

Bernardino County, California: Thence west in straight line to Wilson Street and along Wilson Street to the northwest corner of Section 8, in Township 3 South, Range 1 East, S.B.B. & M.

For all other purposes, the effective date of this Order shall be twenty (20) days from and after the date hereof.

Dated at San Francisco, California, this 20th day of April, 1936.

M. B. Lane
Leon C. Whittell
W. H. Lane
W. H. Lane
Frank R. Deven
Commissioners.