

Decision No. 31657

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA.

Paul L. and Ann Bernhard,
Complainants.

Vs.

Suburban Water Company,
Defendant.

Case No. 4335.

ORIGINAL

Paul L. Bernhard and Ann Bernhard,
For Complainants.

Fred C. Ehman, for Defendant.

BY THE COMMISSION:

O P I N I O N

Paul L. and Ann Bernhard, his wife, recently constructed a new home on Kenbar Road in Los Altos Country Club Properties, a subdivided tract located near Loyola, Santa Clara County, and have received water service from defendant Suburban Water Company which operates a public utility water system throughout a large territory in and near Loyola.

In the complaint it is alleged that since the very beginning of the construction of their new home about two years ago complainants have always experienced a shortage of water and that at times there was insufficient pressure to operate more than one outside faucet at a time and seldom has water been available for flushing the toilets. It is stated further that all neighbors residing on adjoining property have far

superior service and certain thereof even have sufficient water to maintain swimming pools and operate outside lawn and garden sprinkler systems, but that no effort has been made by defendant to remedy the conditions complained of despite frequent and continued requests.

A public hearing was held before Examiner M. R. MacKall in San Jose.

Mr. Fred Ehman, President of the Suburban Water Company, testifying at the hearing held in this matter, readily conceded that service was unsatisfactory to the Bernhard premises by reason of the small size of the main and service connection and the great distance of the parcel from any large feeder line. Upon assurance of Mr. Ehman that steps would be taken immediately to give prompt relief by the installing and relocating, if necessary, of such new facilities as may be required to provide adequate water service to the premises of complainants the matter was temporarily adjourned without final submission. We have now been informed by complainants that a new main has been run to their property, obtaining water from a different and more dependable source, that service is now satisfactory and that the complaint has been satisfied.

Under the circumstances no further hearing in this proceeding will be necessary and the complaint may be dismissed.

O R D E R

Complaint having been made to the Commission as above entitled, public hearing having been held thereon, complaint thereafter having been satisfied, now, therefore,

IT IS HEREBY ORDERED that the above-entitled proceeding be and it is hereby dismissed.

Dated at San Francisco, California, this 16th day of January, 1939.

Raymond A. ...
George H. ...
Ray A. ...
H. H. ...
Justus J. ...
COMMISSIONERS.