

Decision No. 42844

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

IN THE MATTER OF THE APPLICATION
 OF RUNNING SPRINGS FOREST WATER
 COMPANY, an unincorporated asso-
 ciation, FOR A CERTIFICATE OF
 PUBLIC CONVENIENCE AND NECESSITY
 TO OPERATE A PUBLIC UTILITY WATER
 SYSTEM IN SAN BERNARDINO COUNTY
 AND TO ESTABLISH RATES FOR WATER
 SERVICE.

Application No. 29435

B. Dade Davis, Lloyd Soutar, applicants;
W. P. Rowe, engineer for applicants; and
Robert Mack Light, attorney, by Robert
Mack Light for applicants.

OPINION ON REOPENED PROCEEDING

In the above-entitled application the Commission issued its Decision No. 42461, dated February 1, 1949, denying without prejudice the application of Running Springs Forest Water Company for a certificate of public convenience and necessity to operate a public utility water system in San Bernardino County and to establish rates for water service.

This proceeding was reopened for further hearing upon petition of applicant to present testimony and evidence clarifying the adequacy of the water rights and water supply, and to submit instruments of conveyance of land at the well and tank sites and necessary easements along private roads and across private property for the installation, maintenance, and operation of pipe lines between the well site and the tank site and the water distribution system within the area to be served.

Public hearing was held in this reopened proceeding before Examiner Crenshaw on April 12, 1949, at San Bernardino.

Applicant, through its engineer, Mr. W. P. Rowe, presented testimony and evidence as to the adequacy of the water rights created to provide for a satisfactory water supply for the area to be served.

A deed conveying to applicant a parcel of land 100 feet wide and 300 feet long upon which the water well is located near Deep Creek, and a parcel of land 200 feet square upon which is located the water tank, and an easement 20 feet in width between the well site and the water tank and to the subdivision to be served, was introduced in evidence by reference and a copy submitted for filing in applicant's Exhibit No. 6, which describes in more detail the property transferred and the easements granted to applicant.

A grant of easement was also submitted, permitting applicant to use private roads within the subdivision for the installation and operation of the water system, which was admitted in evidence by reference and a copy of which is set forth in applicant's Exhibit No. 5.

Applicant in its application proposed a rate for domestic water service of \$1 per 1,000 gallons, with a minimum charge of \$1.50 per month. At the hearing applicant requested that its proposed rate be withdrawn and that another rate be substituted using a cubic foot basis and that it be comparable with the rates charged in adjoining territory.

The Commission, having considered the additional evidence and testimony submitted at the rehearing, is of the opinion that authorization should be granted for a certificate of public convenience and necessity as provided in the order herein, subject to the following provision of law:

"That the Commission shall have no power to authorize the capitalization of this certificate of public convenience and necessity or the right to own, operate or enjoy such certificate of public convenience and necessity, in excess of the amount (exclusive of any tax or annual charge) actually paid to the State as the consideration for the issuance of such certificate of public convenience and necessity or right."

O R D E R

The Commission having issued its order reopening the above-entitled proceeding for the purpose of taking evidence concerning the adequacy of water rights created to provide for a satisfactory water

supply, and for the submission of instruments of conveyance of lands for the water site and tank site, together with necessary easements for the installation and operation of the water distribution system of applicant, public hearings having been held thereon, the matter having been submitted, the Commission being fully advised in the premises and hereby finding that public convenience and necessity so require and that the public interest will be served,

IT IS HEREBY ORDERED as follows:

1. That a certificate of public convenience and necessity be and it is hereby granted to Running Springs Forest Water Company to operate a public utility water system for distribution within the territory hereinafter described:

The Southwest 1/4 and the West 1/2 of the Southeast 1/4 of Section 33, Township 2 North, Range 2 West, S.B.B.&M., and the North 1/2 of the Northwest 1/4 and the West 1/2 of the Northeast 1/4 of Section 4, Township 1 North, Range 2 West, S.B.B.&M., in San Bernardino County.

2. That Running Springs Forest Water Company be and it is hereby authorized and directed to file in quadruplicate, in conformity with this Commission's General Order No. 96, within thirty (30) days after the effective date of this order, the schedule of rates in Exhibit A appended, to be charged for all water service rendered to customers on and after June 1, 1949, which schedule of rates is hereby found just and reasonable for the service to be rendered.
3. That Running Springs Forest Water Company, within thirty (30) days after the effective date of this order, shall file with this Commission four sets of rules and regulations governing relations with its customers, each set of which shall contain a suitable map or sketch, drawn to an indicated scale upon a sheet 8 1/2 x 11 inches in size, delineating thereupon in distinctive markings the boundaries of the present service area and the location thereof with reference to the immediate surrounding territory; provided, however, that such filing shall not be construed as a final or conclusive determination for establishment of the dedicated area of service or any portion thereof.
4. That Running Springs Forest Water Company, within thirty (30) days after the effective date of this order, shall file with this Commission four copies of a comprehensive map, drawn to an indicated scale of not less than 600 feet to the inch, upon which shall be delineated by appropriate markings the territory presently to be served. This map should be reasonably accurate to show the source and date thereof, and include sufficient data to determine clearly and definitely the location of the property comprising the entire

utility area of service; however, such filing shall not be construed as a final or conclusive determination or establishment of the dedicated area of service or any portion thereof.

The effective date of this order shall be twenty (20) days after the date hereof.

Dated at San Francisco, California, this 10th day of May, 1949.

R. F. Johnson
Justice J. Cooney
Frank Hancock
Harold P. Hill
Samuel P. Little
Commissioners

Schedule No. 1

ANNUAL METERED RATES

APPLICABILITY

Applicable to all metered water service.

TERRITORY

Entire area of service in the San Bernardino Mountains, in Running Springs and vicinity, San Bernardino County, as shown on the map elsewhere included in the Tariff Schedules of the Company.

RATES

Annual Minimum Charges:	<u>Per Meter</u> <u>Per Year</u>
For 5/8 x 3/4-inch meter.	\$18.00
For 1-inch meter.	36.00
For 1 1/2-inch meter.	48.00
For 2-inch meter.	60.00

Annual Quantity Rates:

First 3,000 cubic feet or less.	18.00
Next 2,000 cubic feet; per 100 cubic feet.50
Over 5,000 cubic feet, per 100 cubic feet.30

The Annual Minimum Charge will entitle the customer to the quantity of water which that annual minimum charge will purchase at the Annual Quantity Rates.

SPECIAL CONDITIONS

1. A separate meter and service connection is required for each single family residence, commercial or retail establishment regardless of the customer's single ownership or control of the premises served or to be served.

2. Meters will be read on or about the last day of February, May, August, and November, and within ten (10) days following each such meter reading, each customer having used water in excess of that quantity which his annual minimum charge will purchase, will be rendered a statement, payable upon presentation, which will show the meter readings and the charges due at the annual rates.