

ORIGINAL

Decision No. 42950

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application of  
P. S. Barker for  
1. A Certificate of Public Convenience  
and Necessity to construct, maintain,  
and operate a domestic water system, and  
2. To establish domestic water rates.

Application No. 30157

P. S. Barker, in propria persona;  
John S. McVay for State of California  
Real Estate Commission.

O P I N I O N

P. S. Barker, an individual, asks the Commission for a certificate of public convenience and necessity to operate a domestic water system serving a parcel of land about three miles south of Escondido in San Diego County. The Commission is also asked to establish a schedule of metered rates.

A public hearing in this matter was held before Examiner Warner on May 19, 1949, in Escondido.

The proposed service area, as shown more particularly on the map marked Exhibit 2, includes a portion of the Oaks Tract, Rancho San Bernardo, comprising 116 acres of rolling terrain in unincorporated territory on the outskirts of the City of Escondido in San Diego County. The land will be sold for homesites in parcels which will exceed one acre in area. At present there is but one customer.

Water is obtained from a well 50 feet deep, located near the county road at the extreme northeasterly edge of the service area, which under test produced a flow of 72 gallons per minute. The well has a drawdown of 13 ft. from a static water level of 12 ft. when producing 60 gallons per minute. A 7½-hp electric motor with a 24-stage turbine pump

discharges into a 1,200-gallon automatically controlled pressure tank. The distribution system consists of 2,300 feet of 2 $\frac{1}{4}$ -inch standard screw pipe. Applicant testified he will increase the size of the pipe when warranted and will extend it to the highest point of the area served, approximately 320 feet above the location of the well, and also will construct a circular concrete equalizing reservoir, 50 feet in diameter and seven feet deep, having a capacity of 14,000 gallons. Distribution mains have approximately 18 inches of cover.

Applicant, a graduate irrigation engineer, testified that at least two other wells could be drilled on his property lower down if customers' demands require them. From the evidence, it appears that the water supply available and the distribution system proposed by the applicant are adequate, and that he possesses ample financial resources to conduct the operations of this water system.

Applicant testified that it has not been necessary to secure a franchise from San Diego County, but he would be willing to secure such franchise if it was found at a later date to be necessary.

No other water system now renders water service in or near this area.

A report introduced by Mr. J. G. Lee, Commission staff engineer, as Exhibit 3, contained an appraisal of the water properties which showed total fixed capital in service of \$4,862 based upon the estimated historical cost as of May 10, 1949. The corresponding depreciation annuity was \$91 calculated by the sinking fund method at 5%.

Applicant proposed certain rates in the application and testified that the rates were comparable to those charged by the City of Escondido, but for consumption below 3,000 cubic feet per meter per month, were below the city's rates.

It appears from the facts available and the evidence of record that the proposed rates for water utility service are reasonable under existing circumstances and they will be authorized.

The Commission has considered the request for a certificate of public convenience and necessity, and is of the opinion that it should be granted, 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.

The action taken herein shall not be construed to be a finding of the value of the property of P. S. Barker.

#### O R D E R

The above-entitled application having been considered, a public hearing having been held, the matter having been submitted, and now being ready for decision,

IT IS HEREBY FOUND AS A FACT that public convenience and necessity require and will require the construction and operation of a public utility water system by P. S. Barker in San Diego County in the area set forth in the map marked Exhibit 2 in this proceeding.

IT IS HEREBY ORDERED that a certificate of public convenience and necessity be and it is granted P. S. Barker to construct and operate a public utility system for the distribution and sale of water within the territory hereinbefore described, subject to the following conditions:

1. P. S. Barker shall file with this Commission, in accordance with the requirements of General Order No. 96, the schedule of rates set forth in Exhibit A attached to this order, to be effective on or before June 30, 1949.
2. P. S. Barker, within thirty (30) days after the effective date of this order, shall file with this Commission four copies of a suitable map, drawn to an indicated scale upon

a sheet 8½ x 11 inches in size, delineating thereupon by 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 or establishment of the dedicated area of service or any portion thereof.

3. P. S. Barker, 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, 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; provided, however, that 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 Los Angeles, California, this 1<sup>st</sup> day of

June, 1949.

R. B. Dunning

Earl H. Lowell

Harold P. Kula

Herbert W. Potter  
Commissioners.

Schedule No. 1

GENERAL METERED SERVICE

APPLICABILITY

Applicable to all water service. . .

TERRITORY

Within the authorized service area which includes approximately 166 acres of the Oaks Tract, Rancho San Bernardo, located approximately three miles south of the City of Escondido in unincorporated territory, San Diego County.

RATES

Monthly Minimum Charges:		Per Meter Per Month
For 5/8-inch meter . . . . .		\$3.00
For 3/4-inch meter . . . . .		4.00
For 1-inch meter . . . . .		5.00
For 1 1/2-inch meter . . . . .		6.00
For 2-inch meter . . . . .		7.00

Monthly Quantity Rates:		
First	500 cubic feet, per 100 cubic feet . . . . .	.30
Next	1,500 cubic feet, per 100 cubic feet . . . . .	.25
Next	10,000 cubic feet, per 100 cubic feet . . . . .	.20
Over	12,000 cubic feet, per 100 cubic feet . . . . .	.15

The minimum charge will entitle the customer to the quantity of water which that monthly minimum charge will purchase at the quantity rates.