

Decision No. 44797

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application
of Southern California Water Company
for a Certificate of Public Convenience
and Necessity to furnish and supply
water to an unincorporated area in the
County of Los Angeles.

Application No. 31250

O'Melveny & Myers, by Loren M. Wright
for applicant.

O P I N I O N

Southern California Water Company in this proceeding asks for a certificate of public convenience and necessity to exercise the rights and privileges conferred by Ordinance No. 1474 N.S., adopted May 2, 1927, by the Board of Supervisors of the County of Los Angeles, granting a franchise permitting the installation, maintenance and use of a water distribution system in the public streets of a limited portion of the county.

A public hearing on this application was held in Los Angeles by Examiner Crenshaw on August 10, 1950.

Applicant for some time has been supplying water service in that portion of the unincorporated area of Los Angeles adjoining the City of Compton, and in the vicinity of the community of Gardena, and has in some instances extended its lines, due to normal growth, into a territory outside of its present service area. Therefore, in this proceeding, applicant requested that its service area be enlarged to include the additional territory.

Attached to the application is a map, designated as Exhibit C, showing in blue the area for which applicant is requesting a

certificate. Subsequent to the filing of the application certain changes were made in the area for which the certificate is requested, and at the hearing applicant submitted a new map which was received in evidence as Exhibit No. 2. The area for which this certificate is requested is shown in blue on this map and is generally bounded on the north by Rosecrans Avenue, on the east by the city limits of Compton and Central Avenue, on the south by Victoria Street, and on the west by Figueroa Street and the city limits of Los Angeles.

A portion of the above-described territory is now being served by the Haskins Lane Water Company and the East Gardena Water Company, a public utility furnishing only irrigation service in a portion of this area. There is no other domestic water service within the area applied for.

Applicant stated that at various times it has been petitioned by the owners of the Haskins Lane Water Company to take over their nonutility service. Since the Haskins Lane Water Company and the East Gardena Water Company were each served with a notice of the hearing and did not make an appearance in protest to the granting of this certificate, it is therefore assumed that the statements made by applicant as to the service rendered by each of these water companies were correct and consequently they would have no objection to the territory being served by applicant.

The franchise referred to, a copy of which was submitted as Exhibit No. 3, was granted by the county in accordance with the Broughton Act and is for a term of 40 years.

Applicant shall pay to the county at the times and in the manner stated in Section 2 of Ordinance No. 1107 N.S., the sum of \$15 for every mile or fraction thereof of pipe line laid under the provisions of this franchise.

Applicant stated that for the entire area for which it is requesting a certificate the rates to be applied would be the same as those now on file with this Commission for its Central Tariff Area. Therefore, from the evidence of record, the Commission finds that public convenience and necessity require the exercise by applicant of the right and privilege of a franchise granted to Los Angeles Water Service Company, predecessor of applicant, by Ordinance No. 1474 N.S. of the Board of Supervisors of Los Angeles County.

The certificate of public convenience and necessity herein is granted subject to the following provisions of law:

That the Commission shall have no power to authorize the capitalization of the franchise involved herein or this certificate of public convenience and necessity or the right to own, operate or enjoy such franchise or certificate of public convenience and necessity in excess of the amount (exclusive of any tax or annual charge) actually paid to the state or to a political subdivision thereof as the consideration for the grant of such franchise, certificate of public convenience and necessity or right.

O R D E R

Public hearing having been held in the above-entitled application, the matter having been submitted, and the Commission being fully advised,

IT IS HEREBY ORDERED that Southern California Water Company be and it is hereby granted a certificate that public convenience and necessity require the exercise by it of the right and privilege of a franchise granted to Los Angeles Water Service Company, predecessor of applicant, by Ordinance No. 1474 N.S., adopted May 2, 1927, by the Board of Supervisors of Los Angeles County, covering the territory as shown in blue on the map submitted by applicant as Exhibit No. 2 in this proceeding.

IT IS HEREBY FURTHER ORDERED that:

1. Southern California Water Company shall charge the same rates within the territory as certificated by this order as are now applicable in its Central Tariff Area for metered service and more specifically set forth as Schedule No. 1 in Exhibit E, attached to and made a part of the application.
2. Southern California Water Company shall file, within forty (40) days after the effective date of this order, four copies of a comprehensive map, drawn to an indicated scale of approximately 400 feet to the inch, delineating by appropriate markings the various additional tracts of land and additional territory to be served.

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

Dated at San Francisco, California, this 19th day of September, 1950.

R. F. Anderson
Justus F. Casner
Chairman

Commissioners.