

**ORIGINAL**

Decision No. 47193

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the matter of the application )  
of MARIO GAMBI, dba WILLOW CREEK )  
WATER WORKS, Humboldt County, for )  
a certificate of public convenience )  
and necessity to install and operate )  
a water system within a subdivision )  
known as Gambi Subdivision, )  
Willow Creek, Humboldt County, and )  
to establish rates. )

Application No. 33176

Kenneth A. Brown, for applicants;  
Clyde F. Norris, for the Commission staff.

O P I N I O N

By the above-entitled application, filed February 29, 1952 Mario Gambi, Peter Gambi and Jeanne Gambi, a partnership, ask the Commission for an order granting a certificate to operate a public utility water system in Gambi Subdivision (S4, T6N, R5E, H.B. & M.) located about 2 miles southeast of Willow Creek, Humboldt County, and lying between State Highway 299 and the Trinity River.

A public hearing in this proceeding was held before Examiner Emerson at Gambi's Resort, Willow Creek on April 29, 1952.

Applicants have subdivided a portion of the Lands of Guglielmo Gambi into 22 lots of which 21 are for residences. The water supply and distribution system is designed to serve all of the lots lying east of Highway 299 and in addition a resort area lying west of the highway. The source of water lies in two springs which feed China Creek. The water right is owned by Guglielmo Gambi, father of applicants. The stream produces about 300,000 gallons per day during the period of lowest flow, a more than ample supply for the entire water system, and has never been known to have been less than such flow.

Water is diverted from China Creek by means of a concrete diversion dam, into a wooden flume approximately 1,000 feet long and is then conveyed into a reinforced concrete reservoir of about 43,000-gallon storage capacity. From the reservoir, water flows by gravity through 4-inch, 3-inch and 2-inch pipe to the subdivision. Approximately 1,400 feet of new galvanized main is now in place, leaving about 1,700 feet of pipe to be installed before the tract may be fully served. Because the supply of water available is so much in excess of any anticipated requirements of the tract, applicants are reserving for their own usage all water in excess of that actually required by the tract. Such excess water will be delivered through a privately owned pipe line.

Applicants propose the following meter rates and, at the hearing, requested that a comparable flat rate be established:

GENERAL METER RATES

Quantity Rates:	<u>Per Meter</u> <u>Per Month</u>
First 500 cu. ft., or less.....	\$2.25
Next 1,000 cu. ft., per 100 cu. ft.....	.40
Next 1,500 cu. ft., per 100 cu. ft.....	.30
Over 3,000 cu. ft., per 100 cu. ft.....	.20

Minimum Charge:

For 5/8 x 3/4-inch meter.....	\$2.25
For 3/4-inch meter.....	2.75
For 1-inch meter.....	6.00

The proposed rates, while not objected to at the hearing appear to have been designed for a system whose water must be pumped. This being a gravity system, the rates to be authorized herein will be those generally applicable to such a system.

The system has been financed on a cash basis and applicants assert that such basis will be continued. Applicants testified that no franchise or other permits are required for

construction or operation of this system. The nearest public utility water system is located approximately 35 miles from applicants' system.

In view of the record in this proceeding, it appears that public convenience and necessity require and will require that applicants be granted a certificate for the area requested. The certificate of public convenience and necessity herein issued is 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 above-entitled application having been considered, and 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 will require the operation of a public utility water system by Mario Gambi, Peter Gambi and Jeanne Gambi, to be known as Willow Creek Water Works, in the vicinity of Willow Creek, Humboldt County, in the area more particularly delineated in the map marked Exhibit No. 1 in this proceeding; therefore,

IT IS ORDERED that a certificate of public convenience and necessity be and it is hereby granted to Mario Gambi, Peter Gambi and Jeanne Gambi to operate a public utility water system for the distribution and sale of water within the territory hereinbefore described.

IT IS HEREBY FURTHER ORDERED that applicant shall:

1. File rates set forth in Exhibit A attached to this order, to be effective on and after July 1, 1952 together with rules and tariff service map acceptable to this Commission and in accordance with the requirements of General Order No. 96.
2. File within ninety (90) days after the effective date of this order, four copies of a comprehensive map drawn to an indicated scale of not less than 400 feet to the inch, delineating by appropriate markings the various tracts of land and territory served and the location of the various properties of applicant.

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

Dated at San Francisco, California this 27<sup>th</sup> day of May, 1952.

[Signature]  
President.

[Signature]

[Signature]

[Signature]  
[Signature]  
Commissioners.

EXHIBIT A  
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Schedule No. 1

FLAT RATES

APPLICABILITY

Applicable to all water service rendered on a flat rate basis.

TERRITORY

Within and adjacent to the area known as Cambi Subdivision, Willow Creek, Humboldt County, as delineated on the map included in the tariff schedules.

RATES

Per Month

One family residence on a single lot.....	\$2.50
Two families residing on a single lot.....	4.50
Each additional family on a single lot.....	2.00
Each commercial establishment.....	3.00
Irrigated areas, per 1,000 square feet.....	.30

SPECIAL CONDITIONS

1. Charges for flat rate service are payable in advance.
2. Meters may be installed at the option of the utility or the customer, in which event service thereafter will be rendered only on the basis of Schedule No. 2, Meter Rates.

EXHIBIT A  
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## Schedule No. 2

METER RATESAPPLICABILITY

Applicable to all water service rendered on a measured basis.

TERRITORY

Within and adjacent to the area known as Gambi Subdivision, Willow Creek, Humboldt County, as delineated on the map included in the tariff schedules.

RATES

Quantity Charge:	Per Meter Per Month
0 to 1,000 cu. ft.....	\$2.25
Next 2,000 cu. ft., per 100 cu. ft.....	.15
Next 3,000 cu. ft., per 100 cu. ft.....	.10
Next 6,000 cu. ft., per 100 cu. ft.....	.075
Over 12,000 cu. ft., per 100 cu. ft.....	.05
Minimum Charge:	
For 5/8 x 3/4-inch meter.....	\$2.25
For 3/4-inch meter.....	2.75
For 1-inch meter.....	6.00

The Minimum Charge will entitle the consumer to the quantity of water which that monthly charge will purchase at the Quantity Rates.