

ORIGINAL

Decision No. 47952

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of)
CALIFORNIA WATER SERVICE COMPANY,)
a corporation, for an order approving)
and authorizing an agreement between)
Applicant and Junior Estates Company) Application No. 33818
for the extension of service by)
Applicant to the real estate tract)
under development by Junior Estates)
Company.)

O P I N I O N

California Water Service Company, a corporation, engaged in the business of a public utility water company in many municipalities and other localities in the State of California, including its San Mateo District, requests approval and authorization to carry out the terms of an agreement with the Junior Estates Company, dated September 23, 1952, relating to the furnishing of water service to the subdivision development known as Baywood Park, San Mateo County.

Junior Estates Company, a copartnership, is engaged in the business of subdividing properties and is now in the process of developing a tract of land adjacent, but not immediately contiguous, to the service area of applicant's San Mateo Division. This tract is being developed as three units. Water service facilities which will be required for all three units, such as transmission and storage, have been installed in connection with the first unit developed.

Junior Estates Company originally intended that Baywood Water Company be authorized to distribute water and caused Application No. 33474 to be filed with the Commission. This application was denied without prejudice.

The subdivider has installed in the first unit water mains, meters, services and other water works facilities. Applicant has not only agreed to supply water to this tract, but has also agreed to assume title to these water service facilities under the terms of the agreement. These surrounding circumstances have caused applicant to deviate from Rule and Regulation No. 19-B, Water Main Extensions, in its filed rules and caused the subject agreement to be executed. Water service is to be furnished in all other respects at the rates and in accordance with the rules now in force for applicant's San Mateo District, or under such rates and rules as may from time to time be lawfully established for this district.

Applicant agrees to refund the cost of the facilities to the subdivider in accordance with the proportionate cost method of Rule and Regulation No. 19. The agreement provides that the amount of \$34,620, which amount represents the cost of transmission, booster and storage facilities, will be divided equally among the three subdivision units, or \$11,540 applicable to each unit. The installed cost of the distribution facilities in Unit No. 1 is stated to be \$40,766. Therefore, \$52,306 will be refunded to the subdivider for Subdivision No. 1. The total number of feet of mains comprising the distribution system in Unit No. 1, added to one third of the total length of mains comprising the booster and transmission systems, aggregates 12,213 feet, or an approximate cost of \$2.41 for each foot of main installed. For each new consumer, applicant agrees to refund the cost of 75 feet of main, or \$321. In addition, applicant agrees to refund to subdivider the cost of installing services, meters and meter boxes for each new customer. The limitation of 10 years or the refund of the amount of \$52,306, whichever occurs first, is applicable in this instance.

In the event of the future subdivision of Units Nos. 2 and 3, a similar procedure is to be followed. The amount subject to refund for each of these units will be one third of the cost of the transmission, booster and storage facilities, which is \$11,540, plus the actual reasonable cost of the installation of the distribution facilities which may be installed under the provisions of a main extension agreement.

The action taken herein shall not be construed to be a finding of the value of the property (or properties) herein authorized to be transferred.

O R D E R

The Commission having considered the request of the applicant and being of the opinion that the application should be granted and that a public hearing is not necessary; therefore,

IT IS HEREBY ORDERED that applicant be and it is authorized to carry out the terms and conditions of the written agreement, dated September 23, 1952, with Junior Estates Company, and to render the service described therein under the terms, charges and conditions stated therein subject to the following condition:

Applicant shall file with this Commission within thirty (30) days from the date of this order, two (2) certified copies of the agreement as executed, together

with a statement of the date on which the agreement is deemed to have become effective.

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

Dated at San Francisco, California, this 25th day of November, 1952.

R. Z. [Signature]
President.

Justin J. [Signature]

Harold [Signature]

[Signature]
Peter E. [Signature]
Commissioners.