

**ORIGINAL**Decision No. 48843

## BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of	)	
A. N. GIANNOPULOS, NORTH MADERA WATER	)	
CO., to operate a water system in	)	
North Madera Subdivision #1 Madera	)	Application No. 31938
County, California, to establish rates	)	1st Supplemental
to sell water to the 60 residents.	)	

FIRST SUPPLEMENTAL OPINION AND ORDER

A. N. Giannopoulos, doing business as North Madera Water Company, was granted a certificate of public convenience and necessity by Decision No. 45720, dated May 15, 1951, in the above-entitled proceeding, to construct and operate a public utility water system in a 60-acre tract known as North Madera Subdivision No. 1, located approximately 1-3/4 miles north of the city limits of Madera west of U. S. Highway 99. The decision, by its terms, provided that the authorization therein granted would lapse if not exercised within one year.

On May 27, 1952, by supplemental order (Dec. 47192) based on applicant's petition, the authorization granted by Decision No. 45720 was extended to November 15, 1952, after which it was to lapse.

On April 6, 1953, applicant filed his First Supplemental Application herein requesting an unspecified additional extension of time to complete the water system. On June 3, 1953, in response to an inquiry by the staff as to whether work had commenced and asking applicant to advise the estimated date of completion thereof, applicant replied stating work had not yet started. He did not indicate when work would commence nor did he estimate a date for completion.

The authorization to applicant to construct and operate a water system, granted by Decision No. 45720, as extended by Decision No. 47192, has lapsed and the certificate heretofore issued to applicant is no longer in force. We are of the opinion, however, that should applicant be in a position, within a reasonable time, to commence and carry to completion the construction of the water system for which he originally procured a certificate, he should not be foreclosed from presenting to the Commission, by appropriate supplemental application in the instant proceeding, a request for reinstatement of such certificate or for the issuance of a new one based on the facts as they may then exist.

Therefore, good cause appearing, IT IS ORDERED that the First Supplemental Application for extension of time, filed herein on April 6, 1953, be and it hereby is denied without prejudice.

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

Dated at San Francisco California, this 21<sup>st</sup> day of July, 1953.

[Signature]  
President  
[Signature]  
[Signature]  
[Signature]  
Commissioners