

ORIGINAL

Decision No. 49813

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

H. R. FINE for a Certificate of
Public Convenience and Necessity
to operate a public utility water
system and to establish rates for
water service in the unincorporat-
ed area described as NORMAN TRACT
and adjoining territory in the
County of Fresno, under Section
1001 of the Public Utilities Code.)

Application No. 35056

Harold V. Thompson, for applicant.
W. B. Stradley, for the Commission staff.

O P I N I O N

H. R. Fine seeks a certificate of public convenience and necessity authorizing the operation of a public utility water system in Tract No. 1305, Norman Tract, situated immediately south of the service area of the Fresno County Waterworks District No. 4, Fresno County, and to have established a schedule of rates for such water service.

A public hearing was held before Examiner Silverhart at Fresno on March 4, 1954 at which the application, which was not opposed, was submitted.

The proposed service area contains 32 lots within Tract No. 1305. A map attached to the application sets forth the boundaries of said area, easements, and the location of pump, tank, water mains and the connection with the mains of the Fresno County Waterworks District No. 4.

The distribution system will consist of approximately 530 feet of 6-inch and 1,600 feet of 4-inch dipped and wrapped 10-gauge steel pipe. It is estimated that the cost of the system

will be \$6,400. The applicant plans to finance the system from his own funds. The record shows that applicant has the requisite financial ability to develop the water system as further public need requires.

Applicant has entered into an agreement with Fresno County Waterworks District No. 4 whereby he has leased to the district a small parcel of land in said Norman Tract No. 1305 for a term of 25 years at a rental of \$25.00 per month. The agreement further provides that the district is to drill a well on such parcel of land and deliver to applicant a supply of water not to exceed 200 gallons per minute for domestic use in said Norman Tract No. 1305. The well will be 16 inches, steel cased and equipped with a 75 hp electric motor and deep-well turbine pump which is expected to produce 1,400 gallons per minute. Water delivered to applicant will be measured by a 6-inch meter located at the well and the charges therefor will be computed at the district's commercial rates, with a minimum charge of \$25.00 per month. The district's quantity rates presently are as follows:

	<u>Per Month</u>
First 5,000 cu.ft., per 1,000 cu.ft.	\$1.50
Next 5,000 cu.ft., per 1,000 cu.ft.75
Next 5,000 cu.ft., per 1,000 cu.ft.50
Over 15,000 cu.ft., per 1,000 cu.ft.25

The record indicates that a county franchise is not required. It appears that there is no other public water supply available to serve the proposed area.

Applicant proposes flat rates ranging from \$3.50 per month for dwelling houses (irrigation of garden or lawn areas in excess of 400 square yards will carry an extra charge of 50 cents for each additional 400 square yards, or fraction thereof) to \$5.00 per month for business or any commercial use. It is estimated that the annual revenue will amount to approximately \$1,300 when the tract is fully developed.

Applicant's residential rate proposal, except for excess area portion thereof, appears to be reasonable and will be authorized. The commercial rate and excess area portion of the residential rate proposed by applicant have been modified to provide rates more nearly comparable with those authorized by this Commission for other water utilities rendering service generally under similar conditions. The rates set forth in Appendix A attached to the following order are hereby found to be reasonable and will be authorized.

We conclude from the record herein that the requested certificate should be granted, subject, however, 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, 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 construction and operation of a public utility water system by applicant in the area known as Tract No. 1305, Norman Tract, Fresno County, California, as delineated on a map attached to the application; therefore,

IT IS HEREBY ORDERED that:

1. A certificate of public convenience and necessity be and it is hereby granted to H. R. Fine to construct and operate a

public utility water system to be known as Norman Tract Water System for the distribution and sale of water within the territory hereinbefore described.

2. Applicant shall:

- a. File in quadruplicate the rates set forth in Appendix A attached to this order, to be effective on or before the date service is rendered to the public, together with rules and regulations and tariff service area map acceptable to this Commission and in accordance with the requirements of General Order No. 96.
- b. File, within forty days after the system is placed in operation, four copies of a comprehensive map, drawn to an indicated scale not smaller than 100 feet to the inch, delineating by appropriate markings the various tracts of land and territory served; the principal water production, storage and distribution facilities; and the location of the various properties of applicant.
- c. Notify this Commission in writing of the completion of the system for which this certificate is granted, within thirty days thereafter.

The authorization herein granted will expire if not exercised within one year from the effective date hereof.

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

Dated at San Francisco, California, this 23rd day of March, 1954.

R. J. Anderson
President

Justus J. Casper

Kenneth Patton

John L. Mitchell

Gene Roggens
Commissioners

APPENDIX A

Schedule No. 1
FLAT RATE SERVICEAPPLICABILITY

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

TERRITORY

The unincorporated area known as Norman Tract located immediately southeast of the intersection of McKinley and Cedar Avenues, north of the City of Fresno, Fresno County.

RATES

	<u>Per Service Connection per Month</u>
1. For each single family residence, including premises not exceeding 8,000 square feet in area ...	\$3.50
a. In addition, for each residential unit, including house trailer or tent when used as a residence, served from the same service connection	1.00
b. In addition, for each 100 square feet of area in excess of 8,000 square feet03
2. For each store, market or office	3.50
3. For each gasoline service station	4.50

SPECIAL CONDITION

The above rates apply to service connections not larger than one inch in diameter.