

ORIGINAL

Decision No. 52220

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of ANOOSHVAN DER MUGRDECHIAN for certificate of public convenience and necessity to operate a public utility water system and to establish rates for water system in the unincorporated area described as Anooshvan Park, Tract No. 1274, and adjoining territories in the County of Fresno under Section 1001 of the Public Utilities Code.

Application No. 35346

SUPPLEMENTAL OPINION AND ORDER

Applicant, by written request filed with the Commission October 18, 1955, seeks an extension of time to January 1, 1956, within which to exercise the authority granted by Decision No. 50253, issued herein on July 6, 1954. That decision, among other authorizations and directions, conferred a certificate of public convenience and necessity upon applicant to construct and operate a public utility water system in Anooshvan Park Tract No. 1274, comprising some 40 acres of land in unincorporated territory about $\frac{1}{2}$ mile south of Fresno. Applicant did not exercise the authority granted within the 1-year period specified in the Commission's order. Consequently, by the terms of the order, the authority thereby conferred expired on July 5, 1955.

Applicant has represented to the Commission that the water system is completely installed; that, due to many necessary financial arrangements it has not been possible, until now, to construct homes in the tract; that delivery of water to all customers will be made on the basis of the Commission's former decision in this matter.

We conclude, upon the basis of the representations made by applicant, that the lapsed authority and mandatory provisions

contained in the Commission's former order should be reinstated and continued in effect for a reasonably sufficient time, beyond that requested, to enable applicant to comply therewith.

Applicant's letter of October 17 will be deemed to have effected compliance with paragraph 2 of the Commission's order, which relates to notifying the Commission of completion of the water system.

A public hearing on this matter is not necessary.

Therefore, good cause appearing, IT IS HEREBY ORDERED that the certificate and other authorizations heretofore granted to applicant by Decision No. 50253 herein, together with the mandatory provisions set forth in the order in said decision, be and they hereby are reinstated, but the authority hereby conferred shall expire if not exercised within one year from the date hereof.

Dated at Los Angeles, California, this 14th day of November, 1955.

[Signature]
President

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Commissioners