

ORIGINAL

Decision No. 53949

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

PACIFIC WATER CO.,
Complainant,
vs.
DYKE WATER COMPANY,
Defendant.

Case No. 5817

Everett L. Clark for Pacific Water Co.,
complainant.
Arlyno Landsdale for Dyke Water Company,
defendant.
James G. Shields for the Commission staff.

FINAL ORDER

A public hearing on the above matter was held before Commissioner Rex Hardy and Examiner Wilson E. Cline in Los Angeles on September 28, 1956. The complainant having interposed no objection to the filing of the answer by defendant Dyke Water Company on September 28, 1956, instead of September 27, 1956, as directed by the Interim Order of Decision No. 53777, such filing is hereby authorized.

The evidence shows and the Commission hereby finds that Tract No. 2951 to which reference is made in the complaint and in the Interim Order of Decision No. 53777 herein, is not contiguous to any area in which the defendant Dyke Water Company is authorized by law to serve as a public utility water corporation. The evidence further shows and the Commission also finds that Dyke Water Company has not engaged and is not about to engage in construction work as a public utility water corporation in said Tract No. 2951 without having secured from this Commission a certificate of public

convenience and necessity therefor.

Good cause appearing, IT IS THEREFORE ORDERED that the cease and desist order issued against the defendant Dyke Water Company by this Commission in Decision No. 53777 issued September 18, 1956, be and it is hereby dissolved and that the complaint herein be and it is hereby dismissed.

Dated at Los Angeles, California,
this 13th day of OCTOBER, 1956.

John L. DeWitt
President
Arthur D. Challice
Paul J. Bremer
William J. Gable
R. H. H. H.
Commissioners