

ORIGINAL

Decision No. 57818

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

SLIDE INN IMPROVEMENT ASSOCIATION,)

Complainant,)

vs.)

Case No. 5801

J. R. MILLS and GWENDOLYN MILLS,)

Defendants.)

(Appearances) 1/

Lucien Berthier, for complainant.Hardin & Gorgas, by James R. Hardin,
for defendants.W. B. Stradley, for the Commission staff.O P I N I O N

Two interim orders have been issued in this case.

Decision No. 54141, November 27, 1956, declared defendants a public utility. Decision No. 55597, issued September 24, 1957, fixed rates and made certain requirements relating to improvement of the system. A further public hearing, principally concerned with the latter aspect of Decision No. 55597, was held before Examiner Power at Sonora on October 8, 1958. There were certain exhibits to be late filed. The last of these were received on October 28, 1958, and the matter is ready for decision.

J. R. Mills and the accountant in charge of the utility's books testified on the compliance aspect. A new well has been drilled. The second storage tank referred to in Decision No. 55597 has been set up. The creek well, with its danger of pollution and need of chlorination, has been physically disconnected from the system. About 700 feet of pipe have been added.

1/ At the hearing October 8, 1958.

The compliance thus outlined does not precisely fulfill what was ordered. Nevertheless, there has been a substantial investment of both money and effort on the part of defendants. The constructions represent a substantial improvement both in supply and potability.

There are still certain remaining deficiencies. Supply is actually no greater than before. The new well merely replaces the old creek well and makes possible the elimination of the latter. The greater availability of water to consumers is due to the 83% increase in storage capacity. There are numerous dead ends on the system. Every effort should be made to eliminate these wherever the terrain permits.

A witness, Albert Warren, testified to a desire on his part to receive service from defendants for a 10 unit motel he is constructing. The utility indicated its willingness to serve this motel. Although the utility did not experience any shortage of water during 1958, there is testimony that water requirements were unusually low. There is no evidence in this record which indicates the restriction against adding new service connections should be lifted. Mr. Warren's request for service will therefore be denied at this time.

The utility must continue to develop additional water to serve additional customers. With the new storage tanks it appears that water is sufficiently available for present customers and therefore Case No. 5801 will be discontinued. The requirements in Decision No. 55597, dated September 24, 1957 will be modified to reflect the necessary further steps which should be taken to establish the availability of sufficient water to supply additional service connections.

O R D E R

A further public hearing having been held and the Commission basing its order on the findings and conclusions set forth in the foregoing opinion,

IT IS ORDERED that:

1. The provisions of ordering paragraphs No. 2 and No. 3 of Decision No. 55597, dated September 24, 1957, are removed except in so far as they have already been accomplished.

2. Until the restriction against adding additional service connections has been lifted by further order of this Commission, J. R. Mills and Gwendolyn Mills shall:

- a. Continue to supplement their water supply by adding additional sources of water or increasing storage capacity.
- b. On or before March 1, 1959, and every 90 days thereafter, submit a report to this Commission which includes an estimate of the volume of water supplied on the day of maximum use during the period, a statement describing any water shortages which may have been experienced, and any changes which have been made in the source of supply capacity and storage capacity of the system.

3. Subject to the single exception noted in paragraph 1 hereof, all provisions of said Decision No. 55597, be and they are continued

in full force and effect.

4. Case No. 5801 be, and it is discontinued.

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

Dated at San Francisco, California, this 6th day of January, 1959.

L. J. Fox
President
W. E. B. Bickel
Michael J. ...
Thomas J. ...
Commissioners