

ORIGINAL

Decision No. 57873

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

The Application of RANCHO GREEN)	
VALLEY WATER COMPANY, a California)	
corporation, and a public utility,)	Application No. 37873
for authority to increase its)	
water rates.)	

Wolver and Wolver, by Eugene L. Wolver, Sr.,
 for applicant.
Emile Jacobs, in propria persona, protestant.
Joan Delamotte, Al Moreland and Johanna P.
Muschinske, all in propria persona, inter-
 ested parties.
John D. Reader, for the Commission staff.

O P I N I O N

Rancho Green Valley Water Company filed this petition for extension of time on August 27, 1958. Rancho had been ordered by the Commission in Decision No. 54185 to replace a 2-inch main by a 4-inch main in a street called Spunky Canyon Road.¹ This decision was issued December 4, 1956. On March 5, 1957, the time for compliance with this part of the order was extended 60 days. Further extensions were obtained July 30, 1957 and November 5, 1957, the last one expiring on September 30, 1958. Now a further extension of 18 months is requested.

Public hearing was held before Examiner John Power on October 29, 1958 and the question of the extension of time submitted.

Applicant's basic allegation is that it is without funds to put in the ordered improvement. This allegation was not sustained by the evidence.

¹ Actually this requirement was continued from a prior decision.

Applicant's financial evidence reveals a net loss of \$164.64 for the period January 1 to October 28, 1958. The next most recent financial statement in the record is as of July 31, 1958, annexed to the petition. This reveals a net loss of \$700.86. Between the two an insurance settlement of \$429.20 was received. The effect of this on the profit and loss picture is by no means clear in the evidence. It is clear, however, that the profit figure improved between the two dates by some sum between \$107.02 and \$536.22. In either case it would appear that the profit and loss figure for this petitioner tends to improve in the latter part of the year.

Other facts that are worthy of note are that preferred stock dividends of \$2,841.60 were in arrears as of October 28, 1958. The annual depreciation accruals taken from the books amount to \$1,062.66, a sum which is more than adequate to make the replacement required. At some time between July 31 and October 28, 1958, a payment was made to petitioner's officers amounting to \$1,000 and accrued interest. This sum also would be more than enough for the required replacement. One of the officers testified that the sources of this payment were cash on hand at the beginning of the year and the depreciation accruals.

The Commission is unable to find from the record before it that petitioner is unable to comply with Decision No. 54185.

In view of the fact that petitioner is already in default of the Commission's order a reasonable time will be allowed for compliance. The full 18 months will not be allowed.

O R D E R

Petition having been filed, public hearing having been held, and the Commission basing its decision on the findings and conclusions set forth in the foregoing opinion,

IT IS ORDERED that the time within which applicant is required to comply with ordering paragraph 1 of Decision No. 54185, dated December 4, 1956, as extended, be, and it is, further extended to and including August 31, 1959.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 20th day of January, 1959.

E. Lynn Fox
President
W. E. Mitchell
Matthew J. Cole
Theodore J. Jirner
Commissioners